

Memorandum



To : ADIC WMFO [redacted] (P)

Date 6/7/95

b7D

From : SA [redacted] (C-9)

b6
b7C

Subject : [redacted]

b7D

Dates of Contact

File #s on which contacted (Use Titles if File #s not available)

46A-WF-179870, SUB UU

b7D

Purpose and results of contact

- ☐ NEGATIVE
☒ POSITIVE
☐ STATISTIC

(See attached FD-302)

Description of

Statistical Accomplishment

Title of Case

File No.

Information contained herein was obtained confidentially. The informant's name is not to be disclosed in any form unless a conscious decision has been made to disclose his/her identity by an appropriate FBI official.

PERSONAL DATA

46A-WF-179870, SUB UU

-278

1 - [redacted]

b7D

1 - 46A-WF-193274, SUB UU

Init. CWS/cws

(3) - WMFO

see reverse side for statistics

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 6/7/95

[redacted] was telephonically contacted and provided the following information to SA [redacted]

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The Cooperating Witness (CW) recalled that, [redacted]

[redacted]

Investigation on 5/11/95 at [redacted] (telephonically)

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File # 46A-WF-179870, SUB UU

by SA [redacted] Date dictated 5/19/95

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FBI

TRANSMIT VIA:

☒ Teletype
☐ Facsimile
☐ AIRTEL

PRECEDENCE:

☐ Immediate
☐ Priority
☒ Routine

CLASSIFICATION:

☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ UNCLAS E F T O
☒ UNCLAS

Date 7/17/95

FM FBI WMFO (46A-WF-179870 SUB UU) (P)

TO FBI CINCINNATI/ROUTINE/

BT

UNCLAS

CITE: //3920//

PASS: SA MIDDLETOWN RAb6
b7c

SUBJECT: BIG BOUNCE; MAJOR CASE #55; OO:WMFO

RE FORMER U.S. CONGRESSMAN DONALD E. "BUZ" LUKENS.

RE 7/17/95 TELCALL BETWEEN SA CINCINNATIb6
b7cDIVISION, MIDDLETOWN RESIDENT AGENCY, AND SA WMFO.

FOR INFORMATION, SUBJECT JOHN P. FITZPATRICK IS SCHEDULED TO GO TO TRIAL ON 8/14/95, ON NUMEROUS CRIMINAL CHARGES INCLUDING BRIBERY OF FORMER U.S. CONGRESSMAN DONALD E. "BUZ" LUKENS AND CONSPIRACY TO DEFRAUD THE U.S. DEPARTMENT OF EDUCATION (DOE). ONE OF THE IMPORTANT WITNESSES IN THE

Approved: WLC/gy Original filename: 46A-WF-179870, SUB UUTime Received: 1836/198 Telprep filename: 1-25001W.198MRI/JULIAN DATE: 1836/198 ISN: 038FOX DATE & TIME OF ACCEPTANCE: 7/17/95 6:51 Kut

-279

^PAGE 2 WMFO (46A-WF-179870 SUB UU) UNCLAS

FITZPATRICK TRIAL IS [REDACTED]

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[REDACTED]
[REDACTED] SA [REDACTED] CONTACTED [REDACTED] ON
7/14/95, AND WAS INFORMED BY HER THAT SHE WILL BE ON VACATION
AND OUT OF THE STATE OF OHIO FROM APPROXIMATELY 7/21/95 UNTIL
8/5/95. DUE TO [REDACTED]'S UNAVAILABILITY FOR THAT PERIOD OF
TIME, IT IS IMPERATIVE THAT [REDACTED] BE SERVED WITH A TRIAL
SUBPOENA PRIOR TO LEAVING ON VACATION. DURING REFERENCED
TELCALL, ARRANGEMENTS WERE MADE WITH SA [REDACTED] WHEREBY A
SUBPOENA FOR [REDACTED] WILL BE SENT VIA EXPRESS MAIL TO THE
MIDDLETOWN R.A. FOR SERVICE BY SA [REDACTED]

LEAD:

CINCINNATI DIVISION:

AT MIDDLETOWN, OHIO:

WILL SERVE TRIAL SUBPOENA ON [REDACTED]
LIVES AT [REDACTED] TRENTON, OHIO, TELEPHONE NUMBER
[REDACTED] SHE WORKS AT [REDACTED] IN
MIDDLETOWN, OHIO, TELEPHONE NUMBER [REDACTED]
REQUESTED THAT THE FBI REFRAIN FROM BRINGING THE SUBPOENA TO
HER WORK PLACE. SHE INDICATED THAT SHE WOULD BE AGREEABLE TO

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^PAGE 3 WMFO (46A-WF-179870 SUB UU) UNCLAS

COMING BY THE MIDDLETOWN RA TO PICK-UP THE SUBPOENA OVER HER
LUNCH HOUR OR TO RECEIVING THE SUBPOENA AT HER HOME DURING THE
EVENING.

BT

FBI

TRANSMIT VIA:

☒ Teletype
☐ Facsimile
☐ AIRTEL

PRECEDENCE:

☐ Immediate
☐ Priority
☒ Routine

CLASSIFICATION:

☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ UNCLAS E F T O
☒ UNCLAS

Date 7/20/95

FM FBI WMFO (46A-WF-179870) (P) (C-9)

TO DIRECTOR FBI/ROUTINE/

FBI CINCINNATI/ROUTINE/

BT

UNCLAS

CITE: //3920//

SUBJECT: BIG BOUNCE - MAJOR CASE #55; (OO: WMFO).

FORMER U.S. CONGRESSMAN DONALD E. "BUZ" LUKENS

RE 6/29/95, TELCAL BETWEEN SSA [REDACTED] CINCINNATI
 DIVISION AND SA [REDACTED] WMFO, NORTHERN
 VIRGINIA METROPOLITAN. RESIDENT AGENCY.

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FOR INFORMATION OF CINCINNATI, THE TRIAL OF JOHN P.
 FITZPATRICK IS SCHEDULED TO BEGIN IN WASHINGTON, D.C., ON
 8/14/95. ON 7/24/95, SA [REDACTED] WILL TRAVEL TO CINCINNATI
 DIVISION TERRITORY TO CONDUCT INVESTIGATION IN PREPARATION FOR
 FITZPATRICK TRIAL. SA [REDACTED] WILL BE INVOLVED IN TRIAL

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46A-WF-179870-Sub 4U
 JF JF -280

Approved: WLC/lu Original filename: zdh004W.201Time Received: _____ Telprep filename: zdh00400.201MRI/JULIAN DATE: 1388 1202 ISN: 009FOX DATE & TIME OF ACCEPTANCE: 7/21/95 5M 2:32

^PAGE 2 WMFO (46A-WF-179870) UNCLAS

PREPARATION OF WITNESSES IN THE CINCINNATI, MIDDLETOWN,
DAYTON, AND COLUMBUS AREAS. SA [] WILL DEPART FROM
CINCINNATI AROUND 7/28/95. AT THE PRESENT TIME, IT IS NOT
ANTICIPATED THAT SA [] WILL NEED ASSISTANCE FROM THE
CINCINNATI DIVISION.

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SAC CINCINNATI AND ADIC WMFO CONCUR WITH THE TRAVEL OF SA
[] TO CINCINNATI DIVISION TERRITORY.

BT

FEDERAL BUREAU OF INVESTIGATION

Precedence: PRIORITY

Date: 07/21/1995

To: SAC, BALTIMORE
SAC, CHICAGO
SAC, CINCINNATI
SAC, CLEVELAND
SAC, LOS ANGELES
SAC, LOUISVILLE
SAC, MILWAUKEE
ADIC, NEW YORK
SAC, PHILADELPHIA

From: ADIC, WMFO
SQUAD C-9, NVMRA
Contact: SA [REDACTED]

(202) 324-6304

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Approved By: [REDACTED] ASSA

Drafted By: [REDACTED] :CWS

File Number(s): 46A-WF-179870 SUB UU (Pending)

Title: BIG BOUNCE;
MAJOR CASE #55;
OO: WMFO

FORMER U.S. CONGRESSMAN DONALD E. "BUZ" LUKENS

ARMED AND DANGEROUS

Synopsis: SERVICE OF SUBPOENAS FOR TRIAL OF JOHN FITZPATRICK -
TRIAL DATE 8/14/95

Reference: WMFO teletypes to Director on 2/15/95 and 2/22/95 and numerous other communications between WMFO and the Cincinnati and Cleveland Divisions.

Enclosures: Baltimore Division - The originals and one copy each of trial subpoenas directed to the following entities: BELL ATLANTIC - MARYLAND, INC.; BELL ATLANTIC - VIRGINIA, INC.; BELL ATLANTIC - WASHINGTON, D.C., INC.

Chicago Division - The original and one copy of a trial subpoena directed to [REDACTED]

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Cincinnati Division - The originals and one copy each of trial subpoenas directed to the following entities: [REDACTED]

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46A-WF-179870
Sub UCC
-281
[Handwritten signatures and initials]

To: SAC, BALTIMORE From: ADIC, WMFO
Re: 46A-WF-179870 SUB UU, 07/21/1995

[REDACTED] CINCINNATI BELL TELEPHONE
CO.; CELLULAR ONE; PNC BANK; FIFTH THIRD BANK; and BANK ONE,
CINCINNATI, N.A.

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Cleveland Division - The originals and one copy each of trial
subpoenas directed to the following entities: [REDACTED]
OHIO BELL TELEPHONE CO.; ALLTELL WESTERN RESERVE TELEPHONE
COMPANY OF OHIO; OHIO BELL AMERITECH.

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Los Angeles Division - The original and one copy of a trial
subpoena directed to HOME SAVINGS OF AMERICA.

Louisville Division - The originals and one copy each of trial
subpoenas directed to [REDACTED] and HUNTINGTON BANK.

Milwaukee Division - The originals and one copy each of trial
subpoenas directed to [REDACTED]

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New York Division - The original and one copy of a trial subpoena
directed to [REDACTED]

Philadelphia Division - The originals and one copy each of trial
subpoenas directed to [REDACTED] and [REDACTED]

Details: For the information of receiving offices, on 2/22/95,
former U.S. Congressman DONALD E. "BUZ" LUKENS and Ohio
businessman JOHN FITZPATRICK were indicted by a Federal Grand
Jury in Washington, D.C. Charges against LUKENS and FITZPATRICK
included bribery and conspiracy. LUKENS and FITZPATRICK were
arrested in Texas and Ohio respectively. Neither defendant has
indicated any intention to enter a plea bargain, and it appears
that both defendants will go to trial in separate proceedings.
FITZPATRICK's trial is scheduled to begin on 8/14/95, and LUKENS'
trial date is 10/10/95.

As FITZPATRICK's trial date is rapidly approaching, it
is requested that the enclosed trial subpoenas be served as
expeditiously as possible. Any problems encountered in serving
the subpoenas should be brought to the attention of WMFO.

Additionally, for the information of Cleveland, an
interview of subject FITZPATRICK was conducted in Ravenna, Ohio,
during August, 1993. SA [REDACTED] of the Cleveland Division,
Akron Resident Agency, was one of the interviewing Agents. It is
very probable that SA [REDACTED] will be needed as a witness at the
trial of FITZPATRICK. Accordingly, it is requested that

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To: SAC, BALTIMORE From: ADIC, WMFO
Re: 46A-WF-179870 SUB UU, 07/21/1995

authority be granted to enable SA [] to arrange travel to Washington, D.C., for the trial of FITZPATRICK.

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For the information of Cincinnati, SA [] and SA [] have been integrally involved in the LUKENS/FITZPATRICK case. It is likely that SA [] and/or SA [] may be needed as witnesses at the FITZPATRICK trial. It is requested that SAs [] be authorized to travel to Washington, D.C., for FITZPATRICK's trial in the event their testimony is needed.

To: SAC, BALTIMORE From: ADIC, WMFO
Re: 46A-WF-179870 SUB UU, 07/21/1995

LEAD(s) :

Set Lead 1:

BALTIMORE

AT HUNT VALLEY, MARYLAND

Will serve enclosed trial subpoenas on appropriate officials at BELL ATLANTIC - MARYLAND, INC., BELL ATLANTIC - VIRGINIA, INC., and BELL ATLANTIC - WASHINGTON, D.C., INC., all of which are located at Room W-113, Shawan Road, Hunt Valley, Maryland 21030, telephone number (410) 393-6082.

Set Lead 2:

CHICAGO

AT CHICAGO, ILLINOIS

Will serve enclosed trial subpoena on [redacted]
of [redacted] Chicago, Illinois [redacted]
telephone number [redacted] works at [redacted]
[redacted]
[redacted] Illinois [redacted] telephone number [redacted]

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Set Lead 3:

CINCINNATI

AT CINCINNATI, OHIO

Will serve enclosed trial subpoena on [redacted]
[redacted] black male, DOB [redacted] SSAN [redacted] of [redacted]
[redacted] Cincinnati, Ohio, telephone number [redacted]

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Set Lead 4:

AT CINCINNATI, OHIO

To: SAC, BALTIMORE From: ADIC, WMFO
Re: 46A-WF-179870 SUB UU, 07/21/1995

Will serve enclosed trial subpoena on appropriate representative of CINCINNATI BELL TELEPHONE CO., 201 East 4th Street, Room 100, Cincinnati, Ohio 45202.

Set Lead 5:

AT CINCINNATI, OHIO

Will serve enclosed trial subpoena on appropriate representative of FIFTH THIRD BANK, 38 Fountain Square Plaza, P.O. Box 478, Cincinnati, Ohio 45201-0478.

Set Lead 6:

AT CINCINNATI, OHIO

Will serve enclosed trial subpoena on appropriate representative of PNC BANK, 201 East 5th Street, Cincinnati, Ohio 45201.

Set Lead 7:

AT DAYTON, OHIO

Will serve enclosed trial subpoena on [redacted] of [redacted] Dayton, Ohio [redacted] telephone number [redacted]

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Set Lead 8:

AT MIDDLETOWN, OHIO

Will serve enclosed trial subpoena on [redacted] of [redacted] Ohio, telephone number [redacted] Note: [redacted] is the mother of subject JOHN FITZPATRICK.

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Set Lead 9:

AT MILFORD, OHIO

Will serve enclosed trial subpoena on appropriate representative of BANK ONE, CINCINNATI, N.A., 757 Highway 28, Milford, Ohio 45150.

Set Lead 10:

To: SAC, BALTIMORE From: ADIC, WMFO
Re: 46A-WF-179870 SUB UU, 07/21/1995

AT WORTHINGTON, OHIO

Will serve enclosed trial subpoena on appropriate representative of CELLULAR ONE, c/o SOUTHERN OHIO TELEPHONE CO., 350 East Wilson Bridge Road, Worthington, Ohio 43085.

Set Lead 11:

CLEVELAND

AT CLEVELAND, OHIO

Will serve enclosed trial subpoenas on appropriate representatives of OHIO BELL TELEPHONE COMPANY and OHIO BELL AMERITECH, both of which are located at 45 Erieview Plaza, Room 1003, Cleveland, Ohio 44114.

Set Lead 12:

AT HUDSON, OHIO

Will serve enclosed trial subpoena on appropriate representative of ALLTELL WESTERN RESERVE TELEPHONE COMPANY, 245 North Main Street, Hudson, Ohio 44236.

Set Lead 13:

AT MANSFIELD, OHIO

Will serve enclosed trial subpoena on appropriate representative of UNITED TELEPHONE COMPANY OF OHIO, P.O. Box 3555, Mansfield, Ohio 44907.

Set Lead 14:

AT STOW, OHIO

Will serve enclosed trial subpoena on [redacted]
[redacted] white female, DOB [redacted] SSAN [redacted] of [redacted]
[redacted] Ohio, telephone number [redacted]
[redacted] works for [redacted]
[redacted] Ohio, telephone number [redacted]

Set Lead 15:

LOS ANGELES

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To: SAC, BALTIMORE From: ADIC, WMFO
Re: 46A-WF-179870 SUB UU, 07/21/1995

AT BALDWIN PARK, CALIFORNIA

Will serve enclosed trial subpoena on appropriate representative of HOME SAVINGS OF AMERICA, 5050 Commerce Drive, Baldwin Park, California 91706.

Set Lead 16:

LOUISVILLE

AT FORT MITCHELL, KENTUCKY

Will serve enclosed trial subpoena on appropriate representative of HUNTINGTON BANK, 550 Centreview Boulevard, Fort Mitchell, Kentucky 41018.

Set Lead 17:

AT LAWRENCEBURG, KENTUCKY

Will serve enclosed trial subpoena on [redacted]
[redacted] of [redacted] Kentucky [redacted]
telephone number [redacted] s husband, [redacted] is
the [redacted] for [redacted]

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Set Lead 18:

MILWAUKEE

AT MADISON, WISCONSIN

Will serve enclosed trial subpoenas on [redacted] and
[redacted] both of [redacted]
[redacted] Wisconsin [redacted] telephone number
[redacted]

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Set Lead 19:

NEW YORK

AT NEW YORK, NEW YORK

Will serve enclosed trial subpoena on [redacted]
[redacted] of [redacted]
New York, New York, telephone number [redacted]
possibly resides at [redacted] New York [redacted]
[redacted]

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To: SAC, BALTIMORE From: ADIC, WMFO
Re: 46A-WF-179870 SUB UU, 07/21/1995

Set Lead 20:

PHILADELPHIA

AT PHILADELPHIA, PENNSYLVANIA

Will serve enclosed trial subpoenas on [redacted]
[redacted] both of the [redacted]
[redacted] Philadelphia,
Pennsylvania [redacted] telephone numbers [redacted]
[redacted]

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ARMED AND DANGEROUS

CC: 2 - Baltimore
2 - Chicago
5 - Cincinnati
5 - Cleveland
2 - Los Angeles
3 - Louisville
2 - Milwaukee
2 - New York
2 - Philadelphia
2 - WMFO (46A-WF-179870, SUB UU)

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- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 7/19/95

[redacted] former employee of [redacted]
[redacted] in Cincinnati, Ohio, residing at [redacted]
[redacted] Ohio, telephone [redacted] was
served with a Federal Grand Jury subpoena, issued by the United
States District Court for the District of Columbia, Washington,
DC. The subpoena commanded her appearance there on [redacted]
[redacted]

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Investigation on 7/18/95 at Middletown, Ohio File # 46A-WF-179870 SUB UU-282by SA REH reh Date dictated 7/19/95b6
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FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 07/21/1995

To: WMFO

Attn: SA [redacted] (C-9) (NVRA)

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b7C

From: CINCINNATI

Middletown

Contact: SA [redacted] (513) 423-8030

Approved By: [redacted]

Drafted By: [redacted] reh

File Number(s): 46A-WF-179870 SUB UU (Pending)

Title: BIG BOUNCE;
MAJOR CASE # 55;
OO: WMFO.

Synopsis: Grand Jury subpoena served on [redacted] on 7/18/95.

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Reference: Telcall between SA [redacted] and SA [redacted] on 7/17/95 and a FedEx letter received at MRA on 7/18/95 from Senior Counsel [redacted] U.S. Department of Justice, House Bank Task Force, Washington, D.C.

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Enclosures: Enclosed for WMFO are the original and one copy of an FD-302 reflecting service of a Grand Jury subpoena, as well as an FD-340 containing the original Grand Jury subpoena served on [redacted]

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Details: On 7/18/95, [redacted] was served with a Grand Jury subpoena commanding her appearance on [redacted] in United States District Court, Washington, D.C.

UCFN	<input checked="" type="checkbox"/> Pos	<input type="checkbox"/> Neg	GRAND JURY MATERIAL -
			RULE 6(e) FED.R.CRIM.P.
GENERAL INDICES:			
<input type="checkbox"/> Automated Search			
WF:	<input type="checkbox"/> Pos	<input type="checkbox"/> Neg	AX: <input type="checkbox"/> Pos <input type="checkbox"/> Neg
<input type="checkbox"/> Manual Search			
WF:	<input type="checkbox"/> Pos	<input type="checkbox"/> Neg	AX: <input type="checkbox"/> Pos <input type="checkbox"/> Neg

DISSEMINATE ONLY PURSUANT TO

1

46A-WF-179870

SEARCHED	INDEXED
SERIALIZED	FILED
JUL 26 1995	

Sub 44

(03/31/95)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 07/27/1995

To: ADIC, WMFO

Attn: SA [redacted]
SQ C-9, NVMRA

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b7C

TPH/
From: Baltimore
SQ. 4

Contact: IA [redacted]

Approved By: [redacted]

Drafted By: [redacted] : cf

File Number(s): 46A-WF-R-179870 (Referred Upon Completion)

Title: BIG BOUNCE;
MAJOR CASE #55;
OO:WMFO

Synopsis: Service of Subpoenas to Bell Atlantic for Trial of
JOHN FITZPATRICK.

Reference: WMFO communication 7/21/95.

Enclosures: Enclosed for WMFO are the originals of three
subpoenas served to Bell Atlantic - Maryland, Washington and
Virginia.

Details: On 7/27/95, trial subpoenas were served to Bell
Atlantic - Maryland, Washington, D.C. and Virginia for the trial
of JOHN FITZPATRICK.

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46A-WF-179870 UUI
-284
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*Subpoenas
routed to C/A
8/10/95
JB*

United States District Court

FOR THE

DISTRICT OF

COLUMBIA

UNITED STATES OF AMERICA

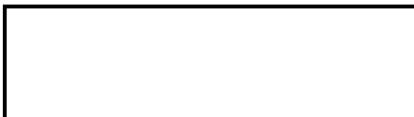
v.

JOHN P. FITZPATRICK

SUBPOENA IN A CRIMINAL CASE

CASE NUMBER: 95-0042 GK

TO:



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☐ YOU ARE COMMANDED to appear in the United States District Court at the place, date, and time specified below to testify in the above case.

PLACE

United States District Court House
Third and Constitution Avenues, N.W.
Washington, D.C. 20530

COURTROOM
Courtroom 19
Sixth Floor

DATE AND TIME

Monday, August 14, 1995
9:00 AM

☐ YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):

Please contact the prosecutor's office at (202) 616-2300 to ascertain the date of your appearance and to receive instructions regarding travel arrangements for your appearance.

Sub 44-285
46A-WF-179870
Copy
Original
provided to
DOJ on
8/15/95
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del/gz



CLERK OF COURT

WANDA MAYER-WHITTINGTON

Deputy Clerk:

DATE

July 11, 1995

ATTORNEY NAME, ADDRESS AND PHONE NUMBER:

William J. Corcoran, Senior Counsel
U.S. Department of Justice, House Bank Task Force Room 221
Washington, D.C. 20530 (202) 616-2300

PROOF OF SERVICE		
RECEIVED BY SERVER	DATE 7/28/95	PLACE Akron, Ohio
SERVED	DATE 7/31/95	PLACE Stow, Ohio
SERVED ON (PRINT NAME) <div></div>		FEEES AND MILEAGE TENDERED TO WITNESS <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO AMOUNT \$ _____
SERVED BY (PRINT NAME) <div></div>		TITLE SA, FBI
DECLARATION OF SERVER		
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.		
Executed on	7/31/95 Date	Sig <div></div>
FBI Akron, Ohio Address of Server		
ADDITIONAL INFORMATION		
<div></div> served at her home		
<div></div>		
Telephone <div></div>		

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FEDERAL BUREAU OF INVESTIGATION

Date of transcription 8/2/95

[redacted] white female, date of birth [redacted]
[redacted] SSAN: [redacted] residence at [redacted]
[redacted] home phone number [redacted] was contacted at
her home. Writer served [redacted] with a copy of a United States
District Court subpoena in a criminal case, District of Columbia
case number 95-0042GK, U.S.A. vs. JOHN P. FITZPATRICK dated July
11, 1995. [redacted] stated that she understood her obligation to
appear as a witness in Washington, D.C. at 9:00AM on August 14,
1995, unless the federal prosecutor identified at the bottom of
her subpoena modified her appearance time and/or date. [redacted]
assured writer that she would have no difficulty making her
travel arrangements as her previous appearance before a Grand
Jury in this case had made her familiar with the necessary
arrangements.

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b7C214104Investigation on 7/31/95 at [redacted] OhioFile # 46A-WF-179870 SUB UUby SA [redacted] lc Date dictated 8/1/95b6
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/AHEAD 186/222
0010 MAY 0015B

18 ALIAB FBISA FBIOG FBICI FBIDV FBILA FBILS FBIMW
FBTAY FBIDV

18 FBIMWF 40002 2520206

ZNY 0010

1 10005X AUC 93

FM FBI WYFE (46A-WF-179870 SUB 11) (P)

TO DIRECTOR FBI/ROUTINE/

FBI BALTIMORE/ROUTINE/

FBI CHICAGO/ROUTINE/

FBI CINCINNATI/ROUTINE/

FBI CLEVELAND/ROUTINE/

FBI LOS ANGELES/ROUTINE/

FBI MEMPHIS/ROUTINE/

FBI MILWAUKEE/ROUTINE/

FBI NEW YORK/ROUTINE/

FBI PHILADELPHIA/ROUTINE/

BT

UNCLAS

INFO: //3920//

PAGE: 104 [REDACTED] FBIMG, WCCB, PCU.

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46A-WF-179870 UUC-287

Handwritten signatures and initials

PAGE TWO OF TWO PAGES

SUBJECT: BIG BOUNCE/ MAJOR CASE #55/ OO:WMFO.

FORWARD: CONGRESSMAN DONALD E. "BOZ" LUKEAS.

ARMED AND DANGEROUS.

RE 4-13 TELETYPE TO BUREAU ON 2/17/95 AND 2/23/95 AND
LATE ELECTRONIC COMMUNICATION TO BALTIMORE, DATED 7/21/95.

ADMINISTRATIVE: SUBJECT JOHN PHILLIP FITZPATRICK IS
KNOW TO CARRY A .45 CALIBER HANDGUN OR KEEP A HANDGUN IN THE
TRUCK TRAILER IN HIS OFFICE. FITZPATRICK IS ALSO CONSIDERED TO
BE A SUSPECT IN THE OCTOBER, 1990, MURDER OF HIS BUSINESS
PARTNER, HENRY WHITEBELL. ACCORDINGLY, FITZPATRICK SHOULD BE
CONSIDERED ARMED AND DANGEROUS.

FOR INFORMATION OF THE BUREAU AND RECEIVING OFFICES, AT
APPROXIMATELY 5:30 PM ON 8/7/95, JUDGE GLADYS KESLER GRANTED
THE DEFENSE'S MOTION FOR A CONTINUANCE OF THE TRIAL OF JOHN
FITZPATRICK. THE TRIAL OF FITZPATRICK WAS POSTPONED FROM
8/14/95 UNTIL 11/27/95. THE TRIAL OF FORMER U.S. CONGRESSMAN
DONALD E. "BOZ" LUKEAS REMAINS SCHEDULED TO BEGIN ON 10/10/95.

DUE TO THE POSTPONEMENT OF FITZPATRICK'S TRIAL, ALL
OFFICES SHOULD DISCONTINUE EFFORTS TO SERVE TRIAL SUBPOENAS
WHICH WERE ENCLOSED IN 7/21/95 ELECTRONIC COMMUNICATION. WMFO

PAGE THREE DE FBI WFO 0002 JACLAS

WILL CONTACT INDIVIDUAL WITNESSES TO ADVISE THEM OF THE
CONTINUANCE OF FITZPATRICK'S TRIAL. ANY INQUIRIES FROM

WITNESSES CAN BE DIRECTED TO SA [REDACTED] WFO,

NUMRA. TELEPHONE NUMBER (202) 324-6304.

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FBI

TRANSMIT VIA:

☐ Teletype
☐ Facsimile
☒ AIRTEL

PRECEDENCE:

☐ Immediate
☐ Priority
☐ Routine

CLASSIFICATION:

☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ UNCLAS E F T O
☐ UNCLAS

Date 8/2/95

TO : SAC WMFO (46A-WF-179870 SUB UU) (C-9)
FROM : SAC, CLEVELAND (46A-WF-179870) (P);
SUBJECT : BIG BOUNCE;
MAJOR CASE #55;
FAG;
OO: WMFO

Reference WMFO airtel to BA, dated 7/21/95.

Enclosed for WMFO are the original and two copies of an FD-302 reflecting the service of a trial subpoena on [redacted] Ohio, and the original trial subpoena for the United States District Court for the District of Columbia, Case Number 95-0042GK, for [redacted]

SA [redacted] CV Division, is aware of the pending trial and the possibility of travel associated with testimony in this matter.

Investigation within the Cleveland Division is continuing.

2 - WMFO
2 - Cleveland
(4)
JRG

Approved: _____ Transmitted _____ Per _____
(Number) (Time)

b6
b7C

b6
b7C

b6
b7C

287

FBI

TRANSMIT VIA:

☒ Teletype
☐ Facsimile
☐ AIRTEL

PRECEDENCE:

☐ Immediate
☐ Priority
☒ Routine

CLASSIFICATION:

☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ UNCLAS E F T O
☒ UNCLAS

Date 8/9/95

FM FBI WMFO (46A-WF-179870 SUB UU) (P)

TO DIRECTOR FBI/ROUTINE/

FBI BALTIMORE/ROUTINE/

FBI CHICAGO/ROUTINE/

FBI CINCINNATI/ROUTINE/

FBI CLEVELAND/ROUTINE/

FBI LOS ANGELES/ROUTINE/

FBI LOUISVILLE/ROUTINE/

FBI MILWAUKEE/ROUTINE/

FBI NEW YORK/ROUTINE/

FBI PHILADELPHIA/ROUTINE/

BT

UNCLAS

CITE: //3920//

PASS: SSA FBIHQ, WCCS, PCU.

SUBJECT: BIG BOUNCE; MAJOR CASE #55; OO:WMFO

b6
b7c

46A-WF-179870 UU-288
 B B

Approved: LC/23 Original filename: 125001W.221Time Received: _____ Telprep filename: 125001SO.221MRI/JULIAN DATE: 158/222 ISN: 002FOX DATE & TIME OF ACCEPTANCE: 8/9/95 1005 P

^PAGE 2 WMFO (46A-WF-179870 SUB UU) UNCLAS

FORMER U.S. CONGRESSMAN DONALD E. "BUZ" LUKENS.

ARMED AND DANGEROUS.

RE WMFO TELETYPES TO BUREAU ON 2/15/95 AND 2/23/95 AND
WMFO ELECTRONIC COMMUNICATION TO BALTIMORE, DATED 7/21/95.

ADMINISTRATIVE: SUBJECT JOHN PHILLIP FITZPATRICK IS
KNOWN TO CARRY A .45 CALIBRE HANDGUN OR KEEP A HANDGUN IN THE
DESK DRAWER IN HIS OFFICE. FITZPATRICK IS ALSO CONSIDERED TO
BE A SUSPECT IN THE OCTOBER, 1990, MURDER OF HIS BUSINESS
PARTNER, HENRY WHITESELL. ACCORDINGLY, FITZPATRICK SHOULD BE
CONSIDERED ARMED AND DANGEROUS.

FOR INFORMATION OF THE BUREAU AND RECEIVING OFFICES, AT
APPROXIMATELY 5:30 PM ON 8/7/95, JUDGE GLADYS KESSLER GRANTED
THE DEFENSE'S MOTION FOR A CONTINUANCE OF THE TRIAL OF JOHN
FITZPATRICK. THE TRIAL OF FITZPATRICK WAS POSTPONED FROM
8/14/95 UNTIL 11/27/95. THE TRIAL OF FORMER U.S. CONGRESSMAN
DONALD F. "BUZ" LUKENS REMAINS SCHEDULED TO BEGIN ON 10/10/95.

DUE TO THE POSTPONEMENT OF FITZPATRICK'S TRIAL, ALL
OFFICES SHOULD DISCONTINUE EFFORTS TO SERVE TRIAL SUBPOENAS
WHICH WERE ENCLOSED IN 7/21/95 ELECTRONIC COMMUNICATION. WMFO
WILL CONTACT INDIVIDUAL WITNESSES TO ADVISE THEM OF THE

^PAGE 3 WMFO (46A-WF-179870 SUB UU) UNCLAS

CONTINUANCE OF FITZPATRICK'S TRIAL. ANY INQUIRIES FROM

WITNESSES CAN BE DIRECTED TO SA WMFO,

NVMRA, TELEPHONE NUMBER (202) 324-6304.

BT

b6
b7c

C-9

FBI

TRANSMIT VIA:

☐ Teletype
☐ Facsimile
☒ AIRTEL

PRECEDENCE:

☐ Immediate
☐ Priority
☐ Routine

CLASSIFICATION:

☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ UNCLAS E F T O
☐ UNCLAS

Date 7/27/95

TO : ADIC, WMFO (46A-WF-179870)
JICK ITEN
FROM : DADIC, NEW YORK (46A-WF-179870) (RUC)
SUBJECT : BIG BOUNCE;
MAJOR CASE #55;
OO: WMFO

Re WMFO action communication to Baltimore Division,
Et Al, 7/21/95.

Enclosed for Cincinnati Division is the original
and one copy of a trial subpoena directed to [redacted]
[redacted]

On July 26, 1995, [redacted]'s former employer, RACHLIN
ASSOCIATES, advised that he left their employ approximately
one year ago, and that they did not have a contact number for
him. On the same date, a message was left on the home
answering machine for telephone number [redacted]

On July 27, 1995, an inquiry with through NYSPIN
(NEW YORK STATE POLICE INFORMATION NETWORK) was negative for
record of a driver's license or vehicle registered to [redacted]
[redacted] in the State of New York.

ARMED AND DANGEROUS

2-Cincinnati (Encs. 2)
②-WMFO
1-New York
LEY/ly
(5)

Approved: *TEN*

Transmitted

(Number) (Time)

46A-WF-179870, SUB CLR

SEARCHED *B* INDEXED *B*
SERIALIZED *B* FILED *B*

AUG - 2 1995

er

46A-WF-179870

On July 28, 1995, an attempt to contact the resident at [REDACTED] was unsuccessful. A business card was left on the door, requesting the occupant to contact the New York Office of the FBI.

b6
b7C

On the same date, an inquiry at the UNITED STATES POST OFFICE, East Meadow, New York, determined that between September 1994 and the present date, [REDACTED] filed a change of address form. His new address was listed as [REDACTED]

b6
b7C

On 7/31/95, [REDACTED] contacted the New York Office and confirmed that he currently resides at [REDACTED]. He is now employed at [REDACTED] Hamilton, Ohio telephone [REDACTED]

b6
b7C

As all requested investigation has been completed, New York is placing in an RUC status.

LEADS

CINCINNATI DIVISION

at Hamilton, Ohio

Serve enclosed trial subpoena on [REDACTED] at [REDACTED] Hamilton, Ohio telephone [REDACTED]

b6
b7C

ARMED AND DANGEROUS

United States District Court

FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA

V.

JOHN P. FITZPATRICK

SUBPOENA IN A CRIMINAL CASE

CASE NUMBER: 95-0042 GK

b6
b7C

TO:

[Redacted]

☐ YOU ARE COMMANDED to appear in the United States District Court at the place, date, and time specified below to testify in the above case.

PLACE

United States District Court House
Third and Constitution Avenues, N.W.
Washington, D.C. 20530

COURTROOM
Courtroom 19
Sixth Floor

DATE AND TIME

Monday, August 14, 1995
9:00 AM

☐ YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):

Please produce custodian of records competent to identify records previously produced pursuant to the attached subpoena(s).

Please contact the prosecutor's office at (202) 616-2300 to ascertain the date of your appearance and to receive instructions regarding travel arrangements for your appearance.

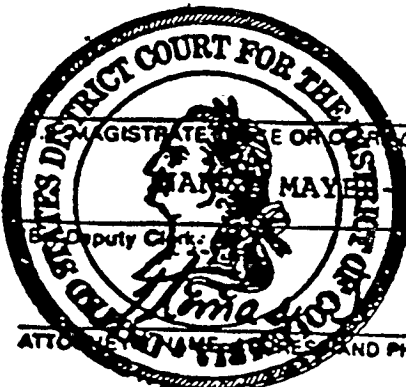
46A-WF-179870 Sub U-290

Mr. Mr.

b6
b7C

Copy - Original provided to

DR/ze



MAGISTRATE JUDGE OR CLERK OF COURT

NAME: MAYHEW WHITTINGTON

DATE

July 21, 1995

Deputy Clerk:

ATTORNEY NAME AND PHONE NUMBER:

William J. Corcoran, Senior Counsel
U.S. Department of Justice, House Bank Task Force Room 2212
Washington, D.C. 20530 (202) 616-2300

*DOJ
8/15/95*

PROOF OF SERVICE

RECEIVED BY SERVER	DATE 7/31/95	PLACE Chicago, Illinois
SERVED	DATE 7/31/95	PLACE Chicago, Illinois
SERVED ON (PRINT NAME) <div></div>		FEE AND MILEAGE TENDERED TO WITNESS <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO AMOUNT \$
SERVED BY (PRINT NAME) <div></div>		TITLE SPECIAL AGENT
DECLARATION OF SERVER		
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.		
Executed on	7/31/95 Date	<div></div> Signature of Server
FBI, Chicago, Illinois Address of Server		
ADDITIONAL INFORMATION		

b6
b7C

FBI

TRANSMIT VIA:

☐ Teletype
☐ Facsimile
☒ AIRTEL

PRECEDENCE:

☐ Immediate
☐ Priority
☐ Routine

CLASSIFICATION:

☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ UNCLAS E F T O
☐ UNCLAS

Date 7/31/95

TO : ADIC, WMFO (46A-WF-179870 SUB UU)
(SQUAD C-9, NVMRA)

FROM *BC/f*: ACTING SAC, CHICAGO (RUC)

SUBJECT : BIG BOUNCE;
MAJOR CASE #55;
OO: WMFO

RE: WMFO communication to Baltimore dated 7/21/95.

Enclosed for WMFO is the original subpoena served on [redacted] on 7/31/95. As no further leads remain for Chicago, this matter is RUC'd.

b6
b7C

ARMED AND DANGEROUS

② - WMFO (Encl. 1)
1 - Chicago
(3)
CMR/cr

1*

Approved: *BC/f*

Transmitted

(Number) (Time)

Per *[Signature]*

46A-WF-179870, SUB UU
-291

Memorandum



To : ADIC WMFO [redacted] (P) Date 7/13/95

From : SA [redacted] (C-9)

Subject : [redacted]

b7D

b6
b7C

b7D

Dates of Contact

File #s on which contacted (Use Titles if File #s not available)
46A-WF-179870, SUB UU

b7D

Purpose and results of contact

☐ NEGATIVE
☒ POSITIVE
☐ STATISTIC

(See attached insert)

Description of

Statistical Accomplishment

Title of Case

File No.

Information contained herein was obtained confidentially. The informant's name is not to be disclosed in any form unless a conscious decision has been made to disclose his/her identity by an appropriate FBI official.

PERSONAL DATA

46A-WF-179870, SUB UU

DB
DB

-292

1 - [redacted]
1 - 46A-WF-179870, SUB UU

b7D

Init. CWS/cws
(2) - WMFO

see reverse side for statistics

DB
DB

46A-WF-179870, SUB UU
CWS/cws

On [redacted] was telephonically contacted
and provided the following information to SA [redacted]
[redacted]

b6
b7C
b7D

The Cooperating Witness (CW) informed that [redacted]

[redacted]

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 8-4-95

On August 4, 1995, [REDACTED]
Home Savings of America, 5050 Commerce Drive, Baldwin Park,
California, was served a Subpoena in a Criminal Case requesting
the appearance of the Custodian of Records competent to identify
records previously produced.

b6
b7C

Investigation on 8-4-95 at Baldwin Park, California

File # 46A-WF-179870 SUB UU -293

by IA [REDACTED] /emv Date dictated 8-4-95

b6
b7C

United States District Court

FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA

V.

JOHN P. FITZPATRICK

SUBPOENA IN A
CRIMINAL CASE

CASE NUMBER: 95-0042 GK

b6
b7C

TO:

Banking Services
Home Savings of America
5050 Commerce Drive
Baldwin Park, California 91706

☐ YOU ARE COMMANDED to appear in the United States District Court at the place, date, and time specified below to testify in the above case.

PLACE

United States District Court House
Third and Constitution Avenues, N.W.
Washington, D.C. 20530

COURTROOM
Courtroom 19
Sixth Floor

DATE AND TIME

Monday, August 14, 1995
9:00 AM

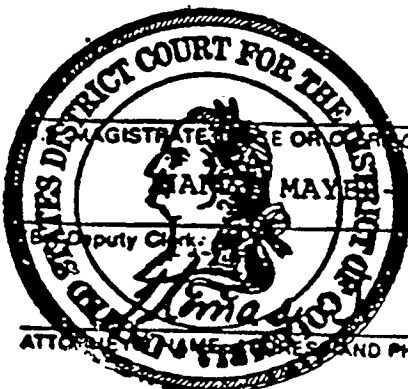
☐ YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):

Please produce custodian of records competent to identify records previously produced pursuant to the attached subpoena(s).

Please contact the prosecutor's office at (202) 616-2300 to ascertain the date of your appearance and to receive instructions regarding travel arrangements for your appearance.

b6
b7C

Copy - Original returned
to DOJ Atty
8/23/95
[Signature]



CLERK OF COURT
MARCO MAYER-WHITTINGTON

DATE

July 21, 1995
46A-WF-17287044-
[Signature] 294

ATTORNEY NAME, ADDRESS AND PHONE NUMBER:

William J. Corcoran, Senior Counsel
J.S. Department of Justice, House Bank Task Force Room 2212
Washington, D.C. 20530 (202) 616-2300

PROOF OF SERVICE			
RECEIVED BY SERVER	DATE 8-4-95	PLACE West Covina, California	
SERVED	DATE 8-4-95	PLACE Baldwin Park, California	
SERVED ON (PRINT NAME) Operations Officer		FEES AND MILEAGE TENDERED TO WITNESS <input type="checkbox"/> YES <input type="checkbox"/> NO AMOUNT \$ _____	
SERVED BY (PRINT NAME) 		TITLE Investigative Analyst	
DECLARATION OF SERVER			
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct			
Executed on 8-4-95 Date		Signature of Server 1050 E. Garvey Ave. So. #550 Address of Server West Covina, Ca. 91790	
ADDITIONAL INFORMATION			

b6
b7C

C9

FBI

TRANSMIT VIA:

☐ Teletype
☐ Facsimile
☒ AIRTEL

PRECEDENCE:

☐ Immediate
☐ Priority
☐ Routine

CLASSIFICATION:

☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ UNCLAS E F T O
☐ UNCLAS

Date 8/8/95

TO : ADIC, WMFO (46A-WF-179870 SUB UU) (Squad C-9) (RUC) ^P
FROM *GSP/WH* SAC, LOS ANGELES (46A-WF-179870) (RUC)
SUBJECT : BIG BOUNCE;
MAJOR CASE #55
OO: WMFO

Re WMFO communication to SAC, Baltimore and other offices dated 7/21/95.

Enclosed for WMFO are a Subpoena in a Criminal Case with return of service executed and one original and one copy of an FD-302 reflecting service to [redacted] Home Savings of America, 5050 Commerce Drive, Baldwin Park, California.

b6
b7C

② - WMFO (Encls. 3) *pc*
1 - Los Angeles
EMV/emv
(3)

Approved: _____

Transmitted _____

(Number) (Time)

Per _____

46A-WF-179870-Sub 471

SEARCHED	INDEXED
SERIALIZED	FILED

295

273

United States District Court

FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA

V.

JOHN P. FITZPATRICK

SUBPOENA IN A CRIMINAL CASE

CASE NUMBER: 95-0042 GK

b6
b7C

TO:

ALLTELL Western Reserve Telephone Company
245 North Main Street
Hudson, Ohio 44236

☐ YOU ARE COMMANDED to appear in the United States District Court at the place, date, and time specified below to testify in the above case.

PLACE

United States District Court House
Third and Constitution Avenues, N.W.
Washington, D.C. 20530

COURTROOM
Courtroom 19
Sixth Floor

DATE AND TIME

Monday, August 14, 1995
9:00 AM

☐ YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):

Please produce custodian of records competent to identify records previously produced pursuant to the attached subpoena(s).

Please contact the prosecutor's office at (202) 616-2300 to ascertain the date of your appearance and to receive instructions regarding travel arrangements for your appearance.



MAGISTRATE OF THE DISTRICT COURT
WILLIAM J. CORCORAN
Deputy Clerk: HILTON

DATE

July 21, 1995

46A-WF-179870 UU-296

ATTORNEY NAME, ADDRESS AND PHONE NUMBER

William J. Corcoran, Senior Counsel
U.S. Department of Justice, House Bank Task Force Room 2212
Washington, D.C. 20530 (202) 616-2300

PROOF OF SERVICE

RECEIVED BY SERVER	DATE 7/28/95	PLACE Akron, Ohio
SERVED	DATE 7/28/95	PLACE Hudson, Ohio
SERVED ON (PRINT NAME) [REDACTED]		FEEES AND MILEAGE TENDERED TO WITNESS <input type="checkbox"/> YES <input type="checkbox"/> NO AMOUNT \$ _____
SERVED BY (PRINT NAME) [REDACTED]		TITLE Investigative Analyst

b3
b6
b7C

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on 7/28/95
Date

[REDACTED]
Signature of Server

2 South Main St., Akron, Ohio 44308

Address of Server

ADDITIONAL INFORMATION

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 7/28/95

[redacted]
[redacted] telephone
[redacted] was served with a subpoena to appear in the
United States District Court for the District of Columbia, at the
U. S. District Court House, Third and Constitution Avenues, NW,
Washington, D.C., on [redacted] to testify
before the Grand Jury and produce [redacted]
[redacted]

Subpoena advised [redacted] should contact the Prosecutor's Office at
(202) 616-2300 to ascertain the date of the appearance and to
receive instructions regarding travel arrangements for the
appearance.

[redacted] agreed to accept the subpoena via facsimile
and the original via the U.S. Mail.

b3
b6
b7C

Investigation on 7/28/95 at Akron, Ohio (telephonically)

File # 46A WF 179870 UU-297

by IA [redacted] slk Date dictated 7/28/95

b6
b7C

United States District Court

FOR THE

DISTRICT OF

COLUMBIA

UNITED STATES OF AMERICA

v.

JOHN P. FITZPATRICK

SUBPOENA IN A CRIMINAL CASE

CASE NUMBER: 95-0042 GK

b6
b7C

TO:

42 Harman Terrace
Dayton, Ohio 45419

☐ YOU ARE COMMANDED to appear in the United States District Court at the place, date, and time specified below to testify in the above case.

PLACE

United States District Court House
Third and Constitution Avenues, N.W.
Washington, D.C. 20530

COURTROOM
Courtroom 19
Sixth Floor

DATE AND TIME

Monday, August 14, 1995
9:00 AM

☐ YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):

Please contact the prosecutor's office at (202) 616-2300 to ascertain the date of your appearance and to receive instructions regarding travel arrangements for your appearance.

Copy - Original returned to DOJ A.Hing.
46A-WF-179870 ul-248
8/23/95
CS

b6
b7C



DATE

July 11, 1995

ATTORNEY NAME, ADDRESS AND PHONE NUMBER: William J. Corcoran, Senior Counsel
U.S. Department of Justice, House Bank Task Force Room 221
Washington, D.C. 20530 (202) 616-2300

PROOF OF SERVICE

RECEIVED BY SERVER	DATE 7/27/95	PLACE DAYTON, Ohio
SERVED	DATE 7/27/95	PLACE DAYTON, Ohio
SERVED ON (PRINT NAME) <div style="border: 1px solid black; height: 30px; width: 100%;"></div>		FEES AND MILEAGE TENDERED TO WITNESS <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO AMOUNT \$ _____
SERVED BY (PRINT NAME) <div style="border: 1px solid black; height: 30px; width: 100%;"></div>		TITLE Special Agent, FBI

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on 7/27/95
Date

Signature of Server

200 W Second ST.
DAYTON, OH.
Address of Server

ADDITIONAL INFORMATION

b6
b7C

(03/31/95)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 08/03/1995

✓ **To:** Washington Metropolitan Field Office

From: Cincinnati

Dayton RA

Contact: SA [redacted]

Approved By: [redacted]

Drafted By: [redacted] kkc

File Number(s): 46A-WF-179870 (Pending)

Title: BIG BOUNCE;
MAJOR CASE #55;

b6
b7C

ARMED AND DANGEROUS

Synopsis: Trial subpoena for [redacted] served on 7/27/95,
at Dayton, Ohio.

b3
b6
b7C

Reference: WMFO EC dated 7/21/95.

Enclosures: Executed FGJ Trial Subpoena for [redacted]

Details: On 7/27/95, the FGJ Trial Subpoena for [redacted]
was served at Dayton, Ohio.

♦♦

46A-WF-179870, SUB ULL
-299

United States District Court

FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA

V.

JOHN P. FITZPATRICK

SUBPOENA IN A CRIMINAL CASE

CASE NUMBER: 95-0042 GK

b6
b7C

TO:

Assistant Vice President -
Bank Protection
Bank One, Cincinnati, N.A.
757 Highway 28
Milford, Ohio 45150

☐ YOU ARE COMMANDED to appear in the United States District Court at the place, date, and time specified below to testify in the above case.

PLACE

United States District Court House
Third and Constitution Avenues, N.W.
Washington, D.C. 20530

COURTROOM
Courtroom 19
Sixth Floor

DATE AND TIME

Monday, August 14, 1995
9:00 AM

☐ YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):

Please produce custodian of records competent to identify records previously produced pursuant to the attached subpoena(s).

Please contact the prosecutor's office at (202) 616-2300 to ascertain the date of your appearance and to receive instructions regarding travel arrangements for your appearance.

46A-WF-179870 UH-300 Copy - Original returned to DOJ Attorney
8/23/95



CLERK OF COURT
NAME: MAYER WHITTINGTON

DATE

July 21, 1995

b6
b7C

ATTORNEY NAME, ADDRESS AND PHONE NUMBER:

William J. Corcoran, Senior Counsel
U.S. Department of Justice, House Bank Task Force Room 2212
Washington, D.C. 20530 (202) 616-2300

PROOF OF SERVICE

RECEIVED BY SERVER	DATE 8/2/95	PLACE CINCINNATI, Ohio
SERVED	DATE 8/4/95	PLACE CINCINNATI, Ohio
SERVED ON (PRINT NAME) BANK ONE CINCINNATI, Ohio		FEES AND MILEAGE TENDERED TO WITNESS <input type="checkbox"/> YES <input type="checkbox"/> NO AMOUNT \$ _____
SERVED BY (PRINT NAME) _____		TITLE INVESTIGATIVE ANALYST
DECLARATION OF SERVER		

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on August 4, 1995
Date

Sign

FBI SSD MAINST Room 9023
Address of Server CINCINNATI, Ohio 45202

ADDITIONAL INFORMATION

b6
b7C

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 8/4/95

On August 4, 1995, a United States District Court Subpoena, District of Columbia, dated July 21, 1995, was served on [redacted] Bank Protection, Bank One, 8044 Montgomery Road, Cincinnati, Ohio.

b6
b7CInvestigation on 8/4/95 at Cincinnati, OhioFile # 46A-WF-179870by IA [redacted] jlkDate dictated 8/4/95

United States District Court

FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA

V.

JOHN P. FITZPATRICK

SUBPOENA IN A
CRIMINAL CASE

CASE NUMBER: 95-0042 GK

TO: Fifth Third Bank
38 Fountain Square Plaza
P.O. Box 478
Cincinnati, Ohio 45201-0478
Attn: Sharon Benton

☐ YOU ARE COMMANDED to appear in the United States District Court at the place, date, and time specified below to testify in the above case.

PLACE

United States District Court House
Third and Constitution Avenues, N.W.
Washington, D.C. 20530

COURTROOM
Courtroom 19
Sixth Floor

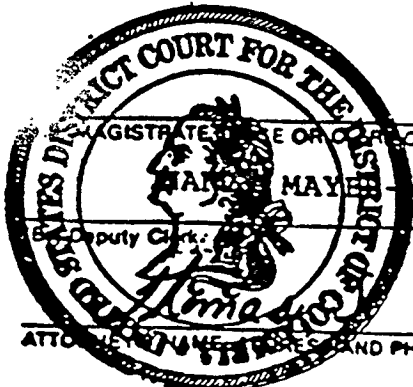
DATE AND TIME

Monday, August 14, 1995
9:00 AM

☐ YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):

Please produce custodian of records competent to identify records previously produced pursuant to the attached subpoena(s).

Please contact the prosecutor's office at (202) 616-2300 to ascertain the date of your appearance and to receive instructions regarding travel arrangements for your appearance.



MAGISTRATE JUDGE OR CLERK OF COURT
NAME: MAYHEW-WHITTINGTON

Deputy Clerk:

DATE

July 21, 1995

b6
b7C

ATTORNEY NAME, ADDRESS AND PHONE NUMBER:

William J. Corcoran, Senior Counsel
U.S. Department of Justice, House Bank Task Force Room 2212
Washington, D.C. 20530 (202) 616-2300

46A-WF-19870 UU-302
Copy - Original returned
to DOJ Attny
8/23/95
Hilton

PROOF OF SERVICE

RECEIVED BY SERVER	DATE 8/2/95	PLACE CINCINNATI, Ohio
SERVED	DATE 8/2/95	PLACE CINCINNATI Ohio
SERVED ON (PRINT NAME) [Redacted] 5th Third Bank 38 Fountain Square Plaza CINCINNATI, Ohio		FEES AND MILEAGE TENDERED TO WITNESS <input type="checkbox"/> YES <input type="checkbox"/> NO AMOUNT \$ _____
SERVED BY (PRINT NAME) [Redacted]		TITLE INVESTIGATIVE ANALYST

b6
b7C

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on August 4, 1995
Date

Signature

FBI, 550 MAIN ST Room 9023
Address of Server CINCINNATI, Ohio 45202

ADDITIONAL INFORMATION

ORIGINAL

FD-302 (Rev. 3-10-82)

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 8/4/95

On August 4, 1995, a United States District Court Subpoena, District of Columbia, dated July 21, 1995, was served on [REDACTED] Legal Department, Fifth Third Bank, 38 Fountain Square Plaza, Cincinnati, Ohio.

b6
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Investigation on 8/4/95 at Cincinnati, Ohio

File # 46A-WF-179870 SUB UN - 303

by IA [REDACTED] jlk Date dictated 8/4/95

b6
b7C

United States District Court

FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA

v.

JOHN P. FITZPATRICK

SUBPOENA IN A CRIMINAL CASE

CASE NUMBER: 95-0042 GK

b6
b7C

TO:

Legal Department
PNC Bank
201 East 5th Street
Cincinnati, Ohio 45201

☐ YOU ARE COMMANDED to appear in the United States District Court at the place, date, and time specified below to testify in the above case.

PLACE

United States District Court House
Third and Constitution Avenues, N.W.
Washington, D.C. 20530

COURTROOM
Courtroom 19
Sixth Floor

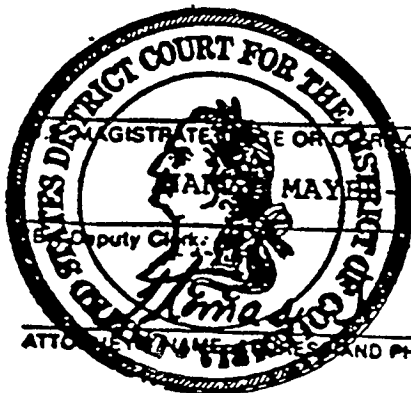
DATE AND TIME

Monday, August 14, 1995
9:00 AM

☐ YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):

Please produce custodian of records competent to identify records previously produced pursuant to the attached subpoena(s).

Please contact the prosecutor's office at (202) 616-2300 to ascertain the date of your appearance and to receive instructions regarding travel arrangements for your appearance.



MAGISTRATE JUDGE OF COURT
MARCO MAYHEW-WHITTINGTON
Deputy Clerk: Thomas J. Corcoran

DATE

July 21, 1995

b6
b7C

ATTORNEY NAME, ADDRESS AND PHONE NUMBER:

William J. Corcoran, Senior Counsel
U.S. Department of Justice, House Bank Task Force Room 2212
Washington, D.C. 20530 (202) 616-2300

*Copy -
Original returned
to DOJ Atty.
8/23/95*

46A-WF-179870-304

DS/32

PROOF OF SERVICE			
RECEIVED BY SERVER	DATE 8/2/95	PLACE CINCINNATI, Ohio	
SERVED	DATE 8/4/95	PLACE CINCINNATI, Ohio	
SERVED ON (PRINT NAME) PNC BANK 2015 5TH ST. CINCINNATI, Ohio		FEES AND MILEAGE TENDERED TO WITNESS <input type="checkbox"/> YES <input type="checkbox"/> NO AMOUNT \$ _____	
SERVED BY (PRINT NAME) [Redacted]		TITLE INVESTIGATIVE ANALYST	
DECLARATION OF SERVER			
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.			
Executed on August 4, 1995 Date		[Redacted] S.	
		FBI, 550 MAIN ST Room 9023 Address of Server CINCINNATI, Ohio 45202	
ADDITIONAL INFORMATION			

b6
b7C

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 8/4/95

On August 4, 1995, a United States District Court Subpoena, District of Columbia, dated July 21, 1995, was served on [redacted] Legal Department, PNC Bank, 201 East Fifth Street, Cincinnati, Ohio.

b6
b7C

Investigation on 8/4/95 at Cincinnati, Ohio

File # 46A-WF-179870

by IA [redacted] jlk

Date dictated 8/

46A-WF-179870 uA-305

[Handwritten initials]

[Handwritten signature]

b6
b7C

United States District Court

FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA

V.

JOHN P. FITZPATRICK

SUBPOENA IN A CRIMINAL CASE

CASE NUMBER: 95-0042 GK

b6
b7C

TO:

Director of Security
Cincinnati Bell Telephone Company
201 East 4th Street, Room 100
Cincinnati, Ohio 45202

☐ YOU ARE COMMANDED to appear in the United States District Court at the place, date, and time specified below to testify in the above case.

PLACE

United States District Court House
Third and Constitution Avenues, N.W.
Washington, D.C. 20530

COURTROOM
Courtroom 19
Sixth Floor

DATE AND TIME

Monday, August 14, 1995
9:00 AM

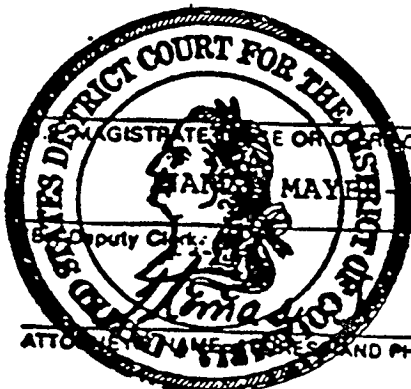
☐ YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):

Please produce custodian of records competent to identify records previously produced pursuant to the attached subpoena(s).

Please contact the prosecutor's office at (202) 616-2300 to ascertain the date of your appearance and to receive instructions regarding travel arrangements for your appearance.

Copy - Original returned to DOJ Attorney

46A-WF-178870 UU-306 8/23/95



MAGISTRATE JUDGE OR CLERK OF COURT
NAME: MAYER-WHITTINGTON

DATE

July 21, 1995

b6
b7C

ATTORNEY NAME, ADDRESS AND PHONE NUMBER:

William J. Corcoran, Senior Counsel
U.S. Department of Justice, House Bank Task Force Room 2212
Washington, D.C. 20530 (202) 616-2300

PROOF OF SERVICE			
RECEIVED BY SERVER	DATE 8/2/95	PLACE CINCINNATI, Ohio	
SERVED	DATE 8/2/95	PLACE CINCINNATI, Ohio	
SERVED ON (PRINT NAME) SECURITY REPRESENTATIVE CINCINNATI BELL TELEPHONE CO. CINCINNATI, OHIO 45202		FEES AND MILEAGE TENDERED TO WITNESS <input type="checkbox"/> YES <input type="checkbox"/> NO AMOUNT \$ _____	
SERVED BY (PRINT NAME) [Redacted]		TITLE INVESTIGATIVE ANALYST	
DECLARATION OF SERVER			
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.			
Executed on <u>August 2, 1995</u> Date		[Redacted Signature] SH	
		FBI 550 MAIN ST ROOM 1023 Address of Server CINCINNATI, OHIO 45202	
ADDITIONAL INFORMATION			

b6
b7C

ORIGINAL

FD-302 (Rev. 3-10-82)

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 8/4/95

On August 2, 1995, a United States District Court Subpoena, District of Columbia, dated July 21, 1995, was served on [redacted] Security Representative, Cincinnati Bell Telephone Company, Cincinnati, Ohio.

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b7C

Investigation on 8/2/95 at Cincinnati, Ohio File # 46A-WF-179870 UU-307
by IA [redacted] *ju* Date dictated 8/4/95

b6
b7C

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

(03/31/95)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 08/07/1995

✓ **To:** ADIC WMFO

From: Cincinnati

Approved By: [Redacted]

Drafted By: [Redacted] jlk

File Number(s): 46A-WF-179870 (Pending)

Title: BIG BOUNCE;
MAJOR CASE 355

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ARMED AND DANGEROUS

Synopsis: Subpoenas served at Fifth Third Bank, PNC Bank, Bank One, and Cincinnati Bell Telephone Company.

Reference: WMFO EC to Baltimore 7/21/95.

Enclosures: Enclosed for WMFO are four original served USDC Subpoenas and an original and two copies of four separate FD-302's.

Details: On 8/2/95 a United States District Court Subpoena, dated July 21, 1995, was served at the Cincinnati Bell Telephone Company, Cincinnati, Ohio. On 8/4/95, the above subpoena was served at the Fifth Third Bank, PNC Bank, and Bank One, all Cincinnati, Ohio.

UCPN ☒ ☐ Neg ☒

SEARCHED ☒ INDEXED ☒
SERIALIZED ☒ FILED ☒

Automated Search _____

WF: ☐ Pos ☐ Neg AX: ☐ Pos ☐ Neg

Manual Search _____

WF: ☐ Pos ☐ Neg AX: ☐ Pos ☐ Neg

1

46A-WF-179870

SEARCHED ☒ INDEXED ☒
SERIALIZED ☒ FILED ☒

AUG 11 1995

SUB UU
-308

United States District Court

FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA

V.

JOHN P. FITZPATRICK

SUBPOENA IN A CRIMINAL CASE

CASE NUMBER: 95-0042 GK

b6
b7C

TO:

[Redacted]

☐ YOU ARE COMMANDED to appear in the United States District Court at the place, date, and time specified below to testify in the above case.

PLACE

United States District Court House
Third and Constitution Avenues, N.W.
Washington, D.C. 20530

COURTROOM

Courtroom 19
Sixth Floor

DATE AND TIME

Monday, August 14, 1995
9:00 AM

☐ YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):

Please contact the prosecutor's office at (202) 616-2300 to ascertain the date of your appearance and to receive instructions regarding travel arrangements for your appearance.

Copy - Original returned to DOJ Atty.
46A-WF-179870 UU
8/23/95
WPC



JUDGE OR CLERK OF COURT

WALTER MAYER WHITTINGTON

Deputy Clerk:

DATE

July 11, 1995

b6
b7C

ATTORNEY NAME, ADDRESS, AND PHONE NUMBER:

Hilton William Sherman
William J. Corcoran, Senior Counsel
U.S. Department of Justice, House Bank Task Force Room 22.
Washington, D.C. 20530 (202) 616-2300

PROOF OF SERVICE			
RECEIVED BY SERVER	DATE 8/2/95	PLACE Cincinnati, Ohio	
SERVED	DATE 8/3/95	PLACE Cincinnati, Ohio	
SERVED ON (PRINT NAME) [Redacted] C/O Hamilton County Justice Center Cincinnati, Ohio 45202		FEES AND MILEAGE TENDERED TO WITNESS <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO AMOUNT \$ _____	
SERVED BY (PRINT NAME) [Redacted]		TITLE Special Agent, FBI	
DECLARATION OF SERVER			
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.</p> <p>Executed on <u>8/3/95</u> <u>[Signature]</u> Date Sign Server</p> <p><u>Room 9023, 550 Main St., Cincinnati, Ohio 45202</u> Address of Server</p>			
ADDITIONAL INFORMATION			

b6
b7C

(03/31/95)

FEDERAL BUREAU OF INVESTIGATION

Precedence: PRIORITY

Date: 08/10/1995

To: WMFO

Attn: ADIC

From: CINCINNATI

Squad 3

Contact: SA [redacted]

Approved By: SSA [redacted]

Drafted By: SA [redacted]

File Number(s): 46A-WF-179870-SUB UU (Pending)

Title: BIG BOUNCE;
MAJOR CASE #55;
FORMER U.S. CONGRESSMAN DONALD E "BUZ" LUKENS

Synopsis: Subpoena.

Reference: WMFO communication to Baltimore dated 7/21/95.

Enclosures: Enclosed for WMFO is executed trial subpoena served upon witness [redacted]

Details: [redacted] was located in the Hamilton County Ohio Justice Center where he is currently in custody on a charge of domestic violence. His next hearing is not scheduled until 9/2/95. He was served with the subpoena and instructed to immediately contact Senior Counsel Corcoran if he should be released prior to the 8/14/95 trial date.

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[Handwritten signature]

UCPN ☒ Pos ☐ Neg
GENERAL INDICES:
☐ Automated Search
WF: ☐ Pos ☐ Neg AX: ☐ Pos ☐ Neg
☐ Manual Search
WF: ☐ Pos ☐ Neg AX: ☐ Pos ☐ Neg

46A-WF-179870, SUB UU
SEARCHED ☒ INDEXED ☒
SERIALIZED ☒ FILED ☒
AUG 16 1995
-310

To: WMFO From: CINCINNATI
Re: 46A-WF-179870-SUB UU, 08/10/1995

LEAD(s):

Set Lead 1:

WMFO

AT WMFO

Contact Senior Counsel Corcoran to arrange for U.S. Marshals to remove to Washington D.C. for the Fitzpatrick trial.

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♦♦

United States District Court

FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA

v.

JOHN P. FITZPATRICK

SUBPOENA IN A CRIMINAL CASE

CASE NUMBER: 95-0042 GK

b6
b7C

TO:

☐ YOU ARE COMMANDED to appear in the United States District Court at the place, date, and time specified below to testify in the above case.

PLACE

United States District Court House
Third and Constitution Avenues, N.W.
Washington, D.C. 20530

COURTROOM
Courtroom 19
Sixth Floor

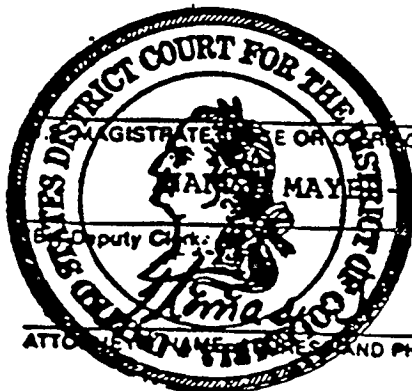
DATE AND TIME

Monday, August 14, 1995
9:00 AM

☐ YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):

Please produce custodian of records competent to identify records previously produced pursuant to the attached subpoena(s).

Please contact the prosecutor's office at (202) 616-2300 to ascertain the date of your appearance and to receive instructions regarding travel arrangements for your appearance.



CLERK OF COURT
JAMES MAYER-WHITTINGTON
Deputy Clerk

DATE

July 21, 1995

b6
b7C

ATTORNEY'S NAME, ADDRESS, AND PHONE NUMBER:

William J. Corcoran, Senior Counsel
U.S. Department of Justice, House Bank Task Force Room 2212
Washington, D.C. 20530 (202) 616-2300

Copy - Original returned to DOJ Attorney
46A-WF-18820 UCI-371
8/23/95

PROOF OF SERVICE		
RECEIVED BY SERVER	DATE <i>8/5/00</i>	PLACE <i>Madison WI</i>
SERVED	DATE <i>8/14/00</i>	PLACE <i>Madison WI</i>
SERVED ON (PRINT NAME) <div style="border: 1px solid black; height: 30px; width: 100%;"></div>		FEES AND MILEAGE TENDERED TO WITNESS <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO AMOUNT \$ _____
SERVED BY (PRINT NAME) <div style="border: 1px solid black; height: 30px; width: 100%;"></div>		TITLE <i>SA FBI</i>
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.</p> <p>Executed on _____ <div style="display: flex; justify-content: space-between; width: 100%;"> <i>Date</i> <i>Signature of Server</i> </div> <div style="text-align: center; margin-top: 10px;"> <i>Address of Server</i> </div> </p>		
ADDITIONAL INFORMATION		

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United States District Court

FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA

V.

JOHN P. FITZPATRICK

SUBPOENA IN A
CRIMINAL CASE

CASE NUMBER: 95-0042 GK

b6
b7C

TO:

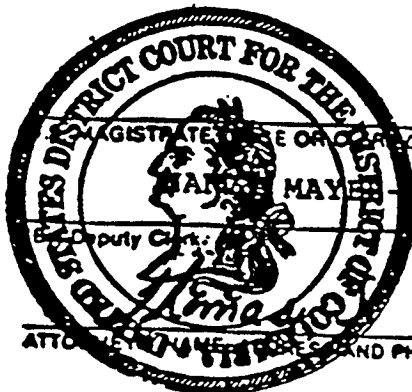
☐ YOU ARE COMMANDED to appear in the United States District Court at the place, date, and time specified below to testify in the above case.

PLACE	COURTROOM
United States District Court House Third and Constitution Avenues, N.W. Washington, D.C. 20530	Courtroom 19 Sixth Floor
	DATE AND TIME
	Monday, August 14, 1995 9:00 AM

☐ YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):

Please produce custodian of records competent to identify records previously produced pursuant to the attached subpoena(s).

Please contact the prosecutor's office at (202) 616-2300 to ascertain the date of your appearance and to receive instructions regarding travel arrangements for your appearance.

CLERK OF COURT
WILLIAM J. CORCORAN

DATE

July 21, 1995

b6
b7C

William J. Corcoran, Senior Counsel
U.S. Department of Justice, House Bank Task Force Room 2212
Washington, D.C. 20530 (202) 616-2300

Copy - Original returned
46A-WF-179870 UU-312 to DOJ Atty
8/23/95

PROOF OF SERVICE

RECEIVED
BY SERVER

DATE

8/3/95

PLACE

Madison WI

SERVED

DATE

8/4/95

PLACE

Madison IL

SERVED ON (PRINT NAME)

FEES AND MILEAGE TENDERED TO WITNESS

☐ YES ☒ NO

AMOUNT \$

SERVED BY (PRINT NAME)

TITLE

SA FBI

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on _____
Date_____
Signature of Server_____
Address of Server

ADDITIONAL INFORMATION

b6
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- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 8/11/95

U.S. District Court subpoenas were served on [redacted]
[redacted] These individuals were located at the
place of their employment, [redacted],
[redacted] Both of these
individuals were advised of the matters of compliance with the
Grand Jury Subpoena, as well as the identity of the counsel with
whom they could communicate prior to travel in furtherance of the
subpoena request.

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Investigation on 8/4/95 at Madison, Wisconsin File # 46A-WF-179870 UU-313
by SA [redacted] emw Date dictated 8/7/95

b6
b7C

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 08/11/1995

To: WMFO

Attn: SA [REDACTED]

b6
b7C

From: Milwaukee

Squad 7, Madison Resident Agency

Contact: SA [REDACTED]

Approved By: [REDACTED]

Drafted By: [REDACTED]

emw

File Number(s): 46A-WF-179870 (Referred Upon Completion)

Title: BIG BOUNCE;

MAJOR CASE # 55;

FORMER U.S. CONGRESSMAN DONALD E. "BUZ" LUKENS;

ARMED AND DANGEROUS

Synopsis: U.S. District Court, District of Columbia, Trial

Subpoenas were served on 8/4/95, on [REDACTED]

[REDACTED] employees of the Great Lakes Higher Education Corporation, Madison, Wisconsin.

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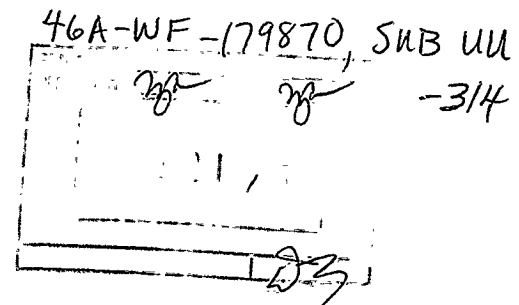
Reference: Priority EC from WMFO to Baltimore, dated 7/21/95.

Enclosures: Enclosed for WMFO is the original and two copies of an FD-302 reflecting the serving of above described subpoenas on previously listed individuals. Also enclosed for WMFO are two executed U.S. District Court Subpoenas.

Details: Inasmuch as no further investigation remains in the Milwaukee Division, this case is being considered RUC.

♦♦

[Handwritten signature]



ORIGINAL

-1-

pag 46A-WF-179870
PAG:pag

The following investigation was conducted by IA [redacted]
[redacted] at Worthington, Ohio:

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On August 2, 1995, [redacted]
[redacted] was served a Federal Grand Jury
subpoena by IA [redacted]

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46A-WF-179870 ULI-315

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 08/11/1995

To: ADIC, WMFO
Squad C-9, NVMRA

Attn: SA [REDACTED]

b6
b7C

From: SAC, CINCINNATI
Middletown RA

Contact: SA [REDACTED]

Approved By: [REDACTED]

Drafted By: [REDACTED]

File Number(s): 46A-WF-179870 SUB UU (Pending)

Title: BIG BOUNCE;
MAJOR CASE #55;
OO: WMFO.

FORMER CONGRESSMAN DONALD E. "BUZZ" LUKENS

Synopsis: Service of subpoena upon [REDACTED] at Worthington, Ohio.

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Reference: WMFO airtel to Baltimore, dated 7/21/95.

Enclosures: Enclosed for WMFO are an FD-340 containing an executed Federal Grand Jury (FGJ) subpoena, and the original and one copy of an FD-302 documenting service of the subpoena issued by the United States District Court for the District of Columbia, Washington, D.C., directing the appearance of a custodian of records for [REDACTED] Worthington, Ohio, to appear in Washington on August 14, 1995. Also enclosed for WMFO is an FD-340 containing the original and one copy of an unserved FGJ subpoena directing the appearance of [REDACTED]

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Details: On August 2, 1995, a FGJ subpoena was delivered to [REDACTED] Worthington.

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~~GRAND JURY MATERIAL~~

DISSEMINATE ONLY PURSUANT TO
RULE 6(e) FED.R.CRIM.P.

1

46A-WF-179870, SUB UU

SEARCHED	INDEXED
SERIALIZED	FILED
AUG 15 1995	

316

To: ADIC, WMFO From: SAC, CINCINNATI
Re: 46A-WF-179870 SUB UU, 08/11/1995

Per SA [redacted]s telephonic request, service of a trial subpoena upon [redacted] was not made and the original is returned to WMFO.

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CC: 2 - WMFO (46A-WF-179870 Sub UU)

♦♦

C-9

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 08/15/1995

To: ADIC, WMFO
SQUAD C-9, NVMRA

Attn: SA [REDACTED]

b6
b7C

From: SAC, CINCINNATI
Middletown RA

Contact: SA [REDACTED] (513) 423-8030

Approved By: [REDACTED]

Drafted By: [REDACTED] reh R&R

File Number(s): 46A-WF-179870 SUB UU (Pending)

Title: BIG BOUNCE;
MAJOR CASE #55;
OO: WMFO.

~~FORMER CONGRESSMAN DONALD E. "BUZZ" LUKENS~~

ARMED AND DANGEROUS

Synopsis: Return of original and copy of trial subpoena directing the appearance of [REDACTED] at the US District Court, in Washington, DC, on 8/14/95.

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Reference: WMFO teletype to the Bureau, dated 8/10/95.

Enclosures: One FD-340 containing the original and one copy of a trial subpoena for [REDACTED]

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Details: The enclosed subpoena was not served and is being returned to WMFO. The reference communication advised that the trial date is being postponed until 11/27/95.

CC: 2 - WMFO (Encl. 1)

♦♦

46A-WF-179870, SUB UU
-317

SEARCHED	INDEXED
SERIALIZED	FILED
AUG 21 1995	
FBI - CINCINNATI	

[Handwritten signature]

United States District Court

FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA

V.

JOHN P. FITZPATRICK

SUBPOENA IN A CRIMINAL CASE

CASE NUMBER: 95-0042 GK

b6
b7C

TO:

[Redacted]

☐ YOU ARE COMMANDED to appear in the United States District Court at the place, date, and time specified below to testify in the above case.

PLACE

United States District Court House
Third and Constitution Avenues, N.W.
Washington, D.C. 20530

COURTROOM
Courtroom 19
Sixth Floor

DATE AND TIME

Monday, August 14, 1995
9:00 AM

☐ YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):

Please contact the prosecutor's office at (202) 616-2300 to ascertain the date of your appearance and to receive instructions regarding travel arrangements for your appearance.

Copy - Original returned to DOJ Atty.

46A-WF-179870 u/c

3188/23/95



MAGISTRATE CLERK OF COURT

NAME: MAYES-WHITTINGTON

Deputy Clerk:

Hilton

DATE

July 19, 1995

06/20

b6
b7C

ATTORNEY NAME AND PHONE NUMBER: William J. Corcoran, Senior Counsel
U.S. Department of Justice, House Bank Task Force Room 221
Washington, D.C. 20530 (202) 616-2300

PROOF OF SERVICE

RECEIVED BY SERVER	DATE 7/31/95	PLACE Frankfort, Ky
SERVED	DATE 7/31/95	PLACE Frankfort, Ky
SERVED ON (PRINT NAME) [Redacted]		7/31/95
		FEES AND MILEAGE TENDERED TO WITNESS <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO AMOUNT \$
[Redacted]		TITLE SA, FBI

b6
b7C

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of

Executed on

7/31/95

Date

Signature of Server

106056 Frankfort, Ky

Address of Server

ADDITIONAL INFORMATION

Served in person

United States District Court

FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA

V.

JOHN P. FITZPATRICK

SUBPOENA IN A CRIMINAL CASE

CASE NUMBER: 95-0042 GK

TO:

Custodian of Records
Huntington Bank
Southwest Operations Center
550 Centreview Boulevard
Fort Mitchell, Kentucky 41018

☐ YOU ARE COMMANDED to appear in the United States District Court at the place, date, and time specified below to testify in the above case.

PLACE United States District Court House Third and Constitution Avenues, N.W. Washington, D.C. 20530	COURTROOM Courtroom 19 Sixth Floor
	DATE AND TIME Monday, August 14, 1995 9:00 AM

☐ YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):

Please produce custodian of records competent to identify records previously produced pursuant to the attached subpoena(s).

Please contact the prosecutor's office at (202) 616-2300 to ascertain the date of your appearance and to receive instructions regarding travel arrangements for your appearance.

Copy - Original returned to DOJ Attorney - 8/23/95 - 319

46A-WF-178870



CLERK OF COURT
MARIE MAYER-WHITTINGTON

Deputy Clerk:

DATE

July 21, 1995

b6
b7C

ATTORNEY'S NAME, ADDRESS AND PHONE NUMBER:

William J. Corcoran, Senior Counsel
U.S. Department of Justice, House Bank Task Force Room 2212
Washington, D.C. 20530 (202) 616-2300

PROOF OF SERVICE

RECEIVED BY SERVER	DATE 3/1/95	PLACE CIN KY
SERVED	DATE 3/2/95	PLACE CBLW

SERVED ON (PRINT NAME) [Redacted] 4-63	FEES AND MILEAGE TENDERED TO WITNESS <input type="checkbox"/> YES <input type="checkbox"/> NO AMOUNT \$ _____
---	--

VIA
Fed Exp

6489193531

SERVED BY (PRINT NAME) [Redacted]	TITLE SA
---	--------------------

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on 3/2/95
Date

[Redacted Signature Box]
[Redacted Signature]
Address of Server

ADDITIONAL INFORMATION

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C-9

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 08/16/1995

To: WMFO

Attn: Squad C-9 NVMRA

From: Louisville

Frankfort RA

Contact: SA [redacted] (502-233-2661)

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Approved By: [redacted]

Drafted By: [redacted] rjc

File Number(s): 46A-WF-179870 SUB UU (Pending)

Title: BIG BOUNCE;
MAJOR CASE #55
OO: WMFO

Former U.S. Congressman Donald E. "Buz" Lukens.

ARMED AND DANGEROUS

Synopsis: Trial subpoenas served by Louisville.

Administrative: Re WMFO Electronic Communication (EC) dated 7/21/95, and WMFO teletype to Louisville dated 8/10/95.

Enclosures: (2) Original executed subpoenas directed to Custodian of Records, Huntington Bank, Ft. Mitchell, Kentucky, and [redacted] Kentucky.

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Details: On July 31, 1995, Special Agent (SA) [redacted] Frankfort Resident Agency, served referenced trial subpoena on [redacted] Kentucky, as set out in lead #17 in referenced WMFO EC. On August 2, 1995, SA [redacted] Covington Resident Agency, served referenced subpoena as set out by WMFO as lead #16.

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46A-WF-179870, SUB UU
B-8
-320

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46A-WF-179870, SUB UU

SEARCHED	<i>[Handwritten mark]</i>	<i>[Handwritten mark]</i> -321
	2	11.3
		<i>[Handwritten signature]</i>

U.S. Department of Justice



Federal Bureau of Investigation

In Reply, Please Refer to
File No.

1900 Half Street, SW
Washington D. C. 20535
August 24, 1995

[Redacted]
Deputy Director
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Dear [Redacted]

The Federal Bureau of Investigation (FBI) is currently conducting an official investigation in preparation for the trial of former U.S. Congressman Donald E. "Buz" Lukens which is scheduled to begin on October 10, 1995, in the District of Columbia. One aspect of the case involves transactions related to Lukens' 1990 congressional re-election campaign. Accordingly, the FBI respectfully requests certified copies of Lukens' campaign reports filed with the Federal Election Commission. Your assistance in this matter is greatly appreciated.

Very truly yours,

WLC
W. Lane Crocker
Assistant Director In Charge
Washington Metro Field Office

By: [Redacted]
Supervisory Special Agent

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46A-WF-179870 Sub U4-322
[Signature] *[Signature]*

FBI

TRANSMIT VIA:

☒ Teletype
☐ Facsimile
☐ AIRTEL

PRECEDENCE:

☐ Immediate
☐ Priority
☒ Routine

CLASSIFICATION:

☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ UNCLAS E F T O
☒ UNCLAS

Date 8/24/95

FM FBI WMFO (46A-WF-179870 SUB UU) (P)

TO FBI CINCINNATI/ROUTINE/

BT

UNCLAS

CITE: //3920//

PASS: SA DAYTON RAb6
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SUBJECT: BIG BOUNCE; MAJOR CASE #55; OO:WMFO

FORMER U.S. CONGRESSMAN DONALD E. "BUZ" LUKENS

ARMED AND DANGEROUS.

RE 7/21/95 EC FROM WMFO TO BALTIMORE AND NUMEROUS OTHER
 COMMUNICATIONS BETWEEN WMFO AND THE CINCINNATI DIVISION AND
 8/23/95, TELCALL BETWEEN SA CINCINNATI
 DIVISION, DAYTON RA, AND SA WMFO,
 NVMRA.

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FOR THE INFORMATION OF CINCINNATI, ON 2/22/95, JOHN
 FITZPATRICK WAS INDICTED BY A FEDERAL GRAND JURY IN

46A-WF-179870 ULL-

m m 323

Approved: WLL/gy Original filename: _____Time Received: _____ Telprep filename: 10500150.235MRI/JULIAN DATE: 1165/236 ISN: 008FOX DATE & TIME OF ACCEPTANCE: 24 Aug 95 1:45pm/pace

^PAGE 2 WMFO (46A-WF-179870 SUB UU)

WASHINGTON, D.C. ON CHARGES INCLUDING BRIBERY OF FORMER U.S. CONGRESSMAN DONALD E. "BUZ" LUKENS AND CONSPIRACY TO DEFRAUD THE U.S. DEPARTMENT OF EDUCATION (DOE). FITZPATRICK PERPETRATED THE FRAUD AGAINST DOE USING PROPRIETARY SCHOOLS NAMED CAMBRIDGE TECHNICAL INSTITUTE (CTI). OVER THE COURSE OF THE INVESTIGATION, WMFO HAS ACQUIRED NUMEROUS RECORDS OF CTI AND CONDUCTED ANALYSIS TO DETERMINE THE NATURE AND EXTENT OF THE FRAUD PERPETRATED BY FITZPATRICK.

ON 8/22/95, THE U.S. DEPARTMENT OF JUSTICE (DOJ) CONTACTED WMFO CONCERNING A CALL DOJ RECEIVED FROM [REDACTED] [REDACTED] OF DAYTON, OHIO. [REDACTED] RECENTLY PURCHASED A BUILDING LOCATED AT 45 SOUTH MAIN STREET, DAYTON, OHIO. [REDACTED] BOUGHT THE BUILDING FROM FIFTH THIRD BANK (FTB). LOCATED IN THE BUILDING, [REDACTED] DISCOVERED SEVERAL FILE CABINETS CONTAINING RECORDS OF CTI. [REDACTED] HAD READ A NEWSPAPER ARTICLE ABOUT THE CRIMINAL CASE INVOLVING CTI AND PROCEEDED TO CONTACT DOJ TO SEE IF THE GOVERNMENT WAS INTERESTED IN THE RECORDS. [REDACTED] OFFERED TO PROVIDE THE RECORDS TO THE FBI.

IN A CONVERSATION ON 8/23/95, DOJ ATTORNEY [REDACTED] REQUESTED THAT THE FBI TAKE POSSESSION OF ALL CTI RECORDS HELD

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^PAGE 3 WMFO (46A-WF-179870 SUB UU)

BY [REDACTED] ADVISED THAT THE RECORDS ARE CONSIDERED
ABANDONED PROPERTY SO NO SEARCH WARRANT OR SUBPOENA WILL BE
NECESSARY TO TAKE THE RECORDS.

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ANY QUESTIONS CONCERNING THE FOLLOWING LEAD CAN BE
DIRECTED TO SA [REDACTED] WMFO, NVMRA, TELEPHONE
NUMBER (202) 324-6304, PAGER NUMBER (202) 539-5977.

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LEAD:

CINCINNATI DIVISION AT DAYTON, OHIO:

WILL CONTACT [REDACTED] IN DAYTON, OHIO, AT TELEPHONE
NUMBERS (WORK) 513/224-5556 OR (HOME) 513/233-0609 AND ARRANGE
TO TAKE POSSESSION OF CTI RECORDS LOCATED IN BUILDING AT 45
MAIN STREET, DAYTON, OHIO. WILL SEND RECORDS TO WMFO,
NORTHERN VIRGINIA METROPOLITAN RESIDENT AGENCY, FALLS CHURCH,
VIRGINIA 22043 TO THE ATTENTION OF SA [REDACTED]
SQUAD C-9.

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BT

ARMED AND DANGEROUS
FBI CINCINNATI

TO DIRECTOR

RE CINCINNATI 81008 8361744

FROM BUREAU

RE 8/17/93 AUG 93

RE FBI WFO 44A-WF-179870 SUB J) (P)

RE FBI CINCINNATI/SECURITY/

BT

END

INFO: /FBI/

FROM: SA JELSON, J. STONE, DAYTON RA.

SUBJECT: FBI CINCINNATI MAJOR CASE 6357 CONTINUED.

RYAN L.B. CONGRESSMAN DONALD E. "BUZ" LUKEB

ARMED AND DANGEROUS.

RE CINCINNATI 81008 TO BALTIMORE AND NUMEROUS OTHER
COMMUNICATIONS BETWEEN WFO AND THE CINCINNATI DIVISION AND

3 EX-117, TELLING BETWEEN SA [REDACTED] CINCINNATI

DIVISION, DAYTON RA, AND SA [REDACTED] WFO,

RE: 8/17/93

FOR THE INFORMATION OF CINCINNATI, ON 8/22/93, CINCINNATI

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44A-WF-179870 sub-323

fr fr

PAGE TWO OF TWENTY-ONE PAGES

FITZPATRICK WAS INDICTED BY A FEDERAL GRAND JURY IN WASHINGTON, D.C. ON CHARGES INCLUDING BRIBERY OF FORMER U.S. DISTRICT JUDGE DONALD E. RIZZI, LEMMONS AND CONSPIRACY TO DEFRAUD THE U.S. DEPARTMENT OF EDUCATION (DOE). FITZPATRICK PERPETRATED THE FRAUD AGAINST THE LEUNG PROPRIETARY SCHOOLS NAMED LEUNG PROPRIETARY TECHNICAL INSTITUTE (LPTI). OVER THE COURSE OF THE INVESTIGATION, FBI HAS ACQUIRED NUMEROUS RECORDS OF LPTI AND CONDUCTED ANALYSIS TO DETERMINE THE NATURE AND EXTENT OF THE FRAUD PERPETRATED BY FITZPATRICK.

IN 8/23/95, THE U.S. DEPARTMENT OF JUSTICE (DOJ) CONTACTED FBI CONCERNING A CALL DOJ RECEIVED FROM [REDACTED] OF CANTON, OHIO. [REDACTED] RECENTLY PURCHASED A BUILDING LOCATED AT 47 EIGHT-MAIN STREET, CANTON, OHIO. [REDACTED] BOUGHT THE BUILDING FROM FIFTH THIRD BANK (FTB), LOCATED IN THE BUILDING, [REDACTED] DISCOVERED SEVERAL FILE CABINETS CONTAINING RECORDS OF LPTI. [REDACTED] HAD READ A NEWSPAPER ARTICLE ABOUT THE CANTON CASE INVOLVING LPTI AND PROCEEDED TO CONTACT DOJ TO SEE IF THE GOVERNMENT WAS INTERESTED IN THE RECORDS. [REDACTED] OFFERED TO PROVIDE THE RECORDS TO THE FBI.

IN A CONVERSATION ON 8/23/95, DOJ ATTORNEY [REDACTED] REQUESTED THAT THE FBI TAKE POSSESSION OF ALL LPTI RECORDS HELD

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PAGE THREE DE FBIWMFO 0008 UNCLAS

SA LADYCE, CONCORD ADVISED THAT THE RECORDS ARE CONSIDERED
ABANDONED PROPERTY SO NO SEARCH WARRANT OR SUBPOENA WILL BE
NECESSARY TO TAKE THE RECORDS.

ANY QUESTIONS CONCERNING THE FOLLOWING LEAD CAN BE
DIRECTED TO SA [REDACTED] WMFO, NVMRA, TELEPHONE
616-557 (202) 704-4704, RADIO NUMBER (202) 539-5977.

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END

INVESTIGATE DIVISION AT DAYTON, OHIO:

WILL CONTACT [REDACTED] IN DAYTON, OHIO, AT TELEPHONE
513/233-5115 OR (HOME) 513/233-0809 AND ARRANGE
TO TAKE POSSESSION OF THE RECORDS LOCATED IN BUILDING AT 45
MAIN STREET, DAYTON, OHIO. WILL SEND RECORDS TO WMFO,
NORTHERN VIRGINIA METROPOLITAN RESIDENT AGENCY, FALLS CHURCH,
VIRGINIA 22043 TO THE ATTENTION OF SA [REDACTED]
BTCLAS 1-5.

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WMFO

FBI

TRANSMIT VIA:

☒ Teletype
☐ Facsimile
☐ AIRTEL

PRECEDENCE:

☐ Immediate
☐ Priority
☒ Routine

CLASSIFICATION:

☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ UNCLAS E F T O
☒ UNCLAS

Date 8/28/95

FM FBI WMFO (46A-WF-179870 SUB UU) (P)

TO FBI PITTSBURGH/ROUTINE/

BT

UNCLAS

CITE: //3920//

SUBJECT: BIG BOUNCE; MAJOR CASE #55; OO:WMFO

FORMER U.S. CONGRESSMAN DONALD E. "BUZ" LUKENS

RE 8/24/95 TELCALL BETWEEN SSA [REDACTED] PITTSBURGH
 DIVISION, AND SA [REDACTED], WMFO, NORTHERN
 VIRGINIA METROPOLITAN RESIDENT AGENCY.

FOR INFORMATION OF PITTSBURGH, THE TRIAL OF FORMER U.S.
 CONGRESSMAN DONALD E. "BUZ" LUKENS IS SCHEDULED TO BEGIN ON
 10/10/95. A POTENTIAL WITNESS FOR THE GOVERNMENT IS [REDACTED]
 [REDACTED] WHO LIVES IN WASHINGTON, PENNSYLVANIA. ON 8/28/95,
 SA [REDACTED] WMFO, WILL TRAVEL TO WASHINGTON,
 PA, TO INTERVIEW [REDACTED] AND ASSESS HER POTENTIAL AS A WITNESS

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46A-WF-179870 Sub UU-
 JF JF - 324

Approved: WLC/DEB/R

Original filename: _____

Time Received: _____

Telprep filename: 1es00150.239MRI/JULIAN DATE: 1800 / 240ISN: 002FOX DATE & TIME OF ACCEPTANCE: 8-29-95 5:45 am JMB

^PAGE 2 WMFO (46A-WF-179870 SUB UU) UNCLAS

FOR THE LUKENS TRIAL. SA [] WILL BE ACCOMPANIED BY U.S.
DEPARTMENT OF JUSTICE ATTORNEY [] SA [] DOES NOT
ANTICIPATE NEEDING ASSISTANCE FROM THE PITTSBURGH DIVISION.
SA [] WILL RETURN ON 8/28/95, OR 8/29/95, DEPENDING ON THE
DURATION OF THE INTERVIEW.

SAC PITTSBURGH AND ADIC WMFO CONCUR WITH THE TRAVEL OF SA

[] TO PITTSBURGH DIVISION TERRITORY.

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FORMER U.S. CONGRESSMAN DONALD E. "BUZ" LUKE

RE 1/24/95 TELCALL BETWEEN BSA [REDACTED] PITTSBURGH

DIVISION, AND SA [REDACTED] WYFO, NORTHERN

ADMINISTRATIVE RESIDENT AGENCY,

FOR INFORMATION OF PITTSBURGH, THE TRIAL OF FORMER U.S.

CONGRESSMAN DONALD E. "BUZ" LUKE IS SCHEDULED TO BEGIN ON

10/12/95. A POTENTIAL WITNESS FOR THE GOVERNMENT IS [REDACTED]

[REDACTED] IN WASHINGTON, PENNSYLVANIA, ON 8/28/95,

SA CHARLES A. STUBBS, JR., WYFO, WILL TRAVEL TO WASHINGTON,

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46A-WF-179870 UN-324
[Signature]

DATE TWO DE FEELING OF THE LUGAS

SA TO INTERVIEW BRATLEY AND ASSESS HER POTENTIAL AS A WITNESS
FOR THE LUGAS TRIAL. SA BRATLEY WILL BE ACCOMPANIED BY U.S.
DEPARTMENT OF JUSTICE ATTORNEY TOM EIDNER. SA [REDACTED] DOES NOT
ANTICIPATE OFFICIAL ASSISTANCE FROM THE PITTSBURGH DIVISION.
SA BRATLEY WILL RETURN ON 5/28/95, OR 5/29/95, DEPENDING ON THE
LOCATION OF THE INTERVIEW.

THE PITTSBURGH AND AID WYFO CONCLUDE WITH THE TRAVEL OF SA

[REDACTED] PITTSBURGH DIVISION TERRITORY.

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FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 08/16/1995

To: ✓ WMFO

Attn: ADIC

From: DALLAS

WCC-2

Contact: SA [redacted] 214-922-7641

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Approved By: [redacted]

Drafted By: [redacted] jmk

File Number(s): 46A-WF179870SUBZZ (Referred Upon Completion)
✓ 46A-WF179870SUBUU (Referred Upon Completion)

Title: BIG BOUNCE;
MAJOR CASE 55;
OO: WMFO

Synopsis: Requested investigation completed within Dallas Division and results are being furnished to Office of Origin.

Reference: DL airtel to WMFO dated 5/5/95 and WMFO teletype to DL dated 5/2/95; DL teletype to WMFO dated 2/23/95.

Package Copy: Being forwarded under separate cover are misc. business documents pertaining to the THIRD WORLD PROSTHETICS FOUNDATION (TWPF) furnished by [redacted]

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Enclosures: One package misc. business documents; original and one copy of a FD-302 of [redacted] original and one copy of arrest FD-302 for DONALD EDGAR LUKENS, completed R-84 form, two (2) completed fingerprint cards and five (5) arrest photographs.

Details: For info of WMFO under case file 46A-WF17980SUBUU, Dallas Division is providing the enclosed items pertaining to the arrest of DONALD EDGAR LUKENS.

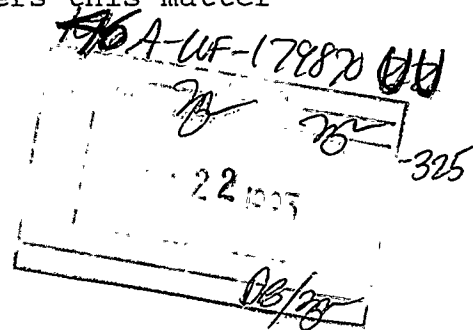
For info of WMFO under case file 46A-WF17980SUBZZ, Dallas re-interviewed [redacted] as reported within enclosed FD-302. In addition, [redacted] provided the enclosed misc. business documents pertaining to the TWPF.

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Due to the fact that all requested investigation within Dallas Division has been completed, Dallas considers this matter RUC.

♦♦

302 routed to Sub 22



Memorandum



To : ADIC WMFO [redacted] (P) Date 8/31/95

From : SA [redacted] (C-9)

Subject : [redacted]

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Dates of Contact

File #s on which contacted (Use Titles if File #s not available)
46A-WF-179870, SUB UU

b7D

Purpose and results of contact

☐ NEGATIVE
☒ POSITIVE
☐ STATISTIC

(See attached FD-302)

Description of

Statistical Accomplishment

Title of Case

File No.

Information contained herein was obtained confidentially. The informant's name is not to be disclosed in any form unless a conscious decision has been made to disclose his/her identity by an appropriate FBI official.

PERSONAL DATA

1 -

1 -

1 - 46A-WF-179870 SUB UU

Init. CWS/cws

(3) - WMFO

see reverse side for statistics

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- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 8/31/95

[redacted] was contacted at the Applebee's Restaurant in Middletown, Ohio, and provided the following information:

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The Cooperating Witness (CW) advised that [redacted]

Investigation on 7/27/95 at Middletown, Ohio

File # 46A-WF-179870, SUB UU

by SA [redacted] Date dictated 8/3/95

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FEDERAL BUREAU OF INVESTIGATION

Date of transcription 8/28/95

[redacted] was contacted at her place of employment, [redacted] Lawrenceburg, Indiana 47025, telephone number (812) [redacted] facsimile number (812) [redacted] is the District Administrator for the DCSWMD. After being advised of the identity of the interviewing agent and the nature of the interview, [redacted] provided the following information:

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[redacted] was born on [redacted] in [redacted]. Her Social Security Account Number (SSAN) is [redacted] is a white female.

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[redacted] advised that she began working for CAMBRIDGE TECHNICAL INSTITUTE (CTI) around 1986. [redacted] (now [redacted] a friend of [redacted] S, went to work for CTI. [redacted] then got [redacted] a job with CTI. [redacted] started as the registrar for CTI'S Dayton, Ohio, school. In that capacity, [redacted] handled the day-to-day attendance records for students at CTI'S campus in Dayton. [redacted] informed that the teachers at CTI turned in their daily attendance to her. She recorded the attendance and typed up the student rosters. [redacted] served as the registrar for CTI'S Dayton school for approximately one year after which she was promoted to the position of Corporate Registrar for CTI. [redacted] also served as the Acting Director of CTI'S campus in Middletown, Ohio, for a period of time. [redacted] stated that she left her employment with CTI around April, 1990. She recalled that she started a new job in May, 1990. [redacted] commented that she left CTI before it closed.

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In about 1987, [redacted] became the Corporate Registrar for CTI. In that position, she worked out of CTI'S corporate office in Cincinnati, Ohio. As Corporate Registrar, [redacted] traveled on a regular basis between CTI'S four campuses in Cincinnati, Cleveland, Dayton, and Middletown, Ohio. Her function was to audit the schools' student education files to make sure the file systems were set up properly and that the files were up to date. [redacted] reported directly to [redacted] the President of CTI. [redacted] commented that she was

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b7CInvestigation on 7/25&27/95 at Lawrenceburg, IndianaFile # 46A-WF-179870 SUB UUby SA [redacted]:vlcDate dictated 7/30/95b6
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46A-WF-179870 SUB UU

Continuation of FD-302 of [REDACTED], On 7/25&27/95, Page 2

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out on the road most of the time as Corporate Registrar. When she was not on the road, she worked at CTI'S corporate office.

[REDACTED] described a situation she encountered while she, in her capacity as Corporate Registrar, was reviewing CTI'S Cleveland, Ohio campus, [REDACTED] stated that the records at the Cleveland location were in "disarray." She noted that the recordkeeping for student attendance at CTI'S Cleveland school was not up to date and was not accurate. There were instances where students were listed on attendance sheets but there was no backup documentation, such as sign-in sheets, to support their attendance. [REDACTED] stated that a standard problem was that students did not sign sign-in sheets in their classes but were still shown on attendance sheets. [REDACTED] advised that some instructors did not have sign-in sheets but still had certain students listed as having attended their classes. [REDACTED] stated that she reported the problems she discovered at CTI'S Cleveland campus to [REDACTED] the Director of CTI'S Cleveland school, and to FITZPATRICK. [REDACTED] stated that FITZPATRICK failed to take any significant action against [REDACTED]. This surprised her, because FITZPATRICK usually expected his subordinates to "toe the line." [REDACTED] advised that she had numerous conflicts with [REDACTED] did not want [REDACTED] at his campus looking at the records and offered little cooperation. Rather than reprimanding [REDACTED] FITZPATRICK merely tried to mediate the situation. [REDACTED] commented that, on the aforementioned audit, she felt FITZPATRICK did not support her when she attempted to rectify the problems at CTI'S school in Cleveland.

[REDACTED] advised that she did later reviews of the records of CTI'S Cleveland campus. She stated that the above-stated problems regarding student attendance records continually repeated themselves. [REDACTED] stated that the problems were not being corrected by [REDACTED] stated that she was constantly reporting the problems to FITZPATRICK. FITZPATRICK made her stay in Cleveland and continue to work on the records. [REDACTED] commented that FITZPATRICK showed extreme leniency to [REDACTED] in light of the problems she discovered at the Cleveland school. [REDACTED] saw people fired by FITZPATRICK for much lesser transgressions than those of [REDACTED] in Cleveland. [REDACTED] stated that FITZPATRICK'S failure to take disciplinary action against [REDACTED] led to a falling out between herself and FITZPATRICK.

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[REDACTED] recalled one instance when she caught [REDACTED] and another Cleveland employee creating false entrance tests to go in students' files. [REDACTED] reported what she had seen to FITZPATRICK. FITZPATRICK acted shocked and assured [REDACTED] that

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46A-WF-179870 SUB UU

Continuation of FD-302 of [REDACTED], On 7/25&27/95, Page 3

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he would take care of the situation. However [REDACTED] stayed employed as the Director of CTI'S Cleveland school.

[REDACTED] advised that eventually [REDACTED] was sent to CTI'S school in Dayton, Ohio, to be an instructor. While this was a demotion, [REDACTED] still was not terminated by FITZPATRICK. [REDACTED] wondered whether [REDACTED] was holding something over FITZPATRICK which forced FITZPATRICK to keep him employed in spite of his poor job performance. [REDACTED] commented that she suspected that [REDACTED] "had something" on FITZPATRICK or knew something derogatory about him. [REDACTED] thought [REDACTED] may have been responsible for building FITZPATRICK'S new house in Middletown, Ohio.

[REDACTED] advised that FITZPATRICK put tremendous pressure on the directors of CTI'S schools to achieve certain numbers of student enrollments at the various schools. In addition to recruiting new students, FITZPATRICK pressured the CTI directors to get students from previous terms to return to CTI. [REDACTED] explained that CTI could begin drawing financial aid monies as soon as a returning student was back in school. Thus, returning students were considered critical. FITZPATRICK offered bonus incentives for directors who met their quotas of students as set by FITZPATRICK. When directors did not meet their quotas, FITZPATRICK would give them verbal tongue lashings. [REDACTED] commented that FITZPATRICK was a very intimidating person and "numbers of students were everything" to him. One of the phrases commonly used by FITZPATRICK was "asses in classes." FITZPATRICK also often told his directors that, "If you don't do your job, you'll be picking scabs off Hobos for a living." [REDACTED] stated that FITZPATRICK'S message was clear. If a director did not produce the numbers of students FITZPATRICK wanted, he or she would be terminated. [REDACTED] stated that FITZPATRICK did not care what tactics CTI representatives used to get students enrolled. She commented that FITZPATRICK did not want excuses; he wanted warm bodies. [REDACTED] stated that CTI'S directors were scared of being fired by FITZPATRICK if they did not meet their quotas of students. She stated that the directors hated the beginning of new quarters at CTI because of the extreme pressure they were under to meet their student enrollment quotas.

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The intense pressure exerted by FITZPATRICK caused CTI representatives to engage in all sorts of improper conduct to meet the quotas for student enrollments set by FITZPATRICK. [REDACTED] stated that she witnessed CTI directors backdating student records to make it appear that students had been in school before cutoff dates, after which no new students were to be added to

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46A-WF-179870 SUB UU

Continuation of FD-302 of _____, On 7/25&27/95, Page 4b6
b7C

class rosters. _____ also knew of instances where sign-in sheets were backdated to make it appear that students had attended class before their actual dates of attendance.

_____ advised that new students at CTI were required to go through an orientation program before attending classes. Oftentimes, CTI directors would instruct that a schedule be given to a particular student to get the student into class even though the student had not gone through the orientation.

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_____ informed that prospective CTI students were given aptitude tests as part of the admissions process. Students who did not achieve a certain minimum score were not supposed to be let into school at CTI. However, the test scores were routinely ignored, and directors would commonly let students into school even though they did not score high enough on the entrance test. _____ advised that CTI'S directors had the discretion to sign off on slips indicating that students had the "ability to benefit" despite low entrance test scores. _____ stated that her audits reflected large numbers of students who had failed CTI'S entrance test but were permitted to enroll under the "ability to benefit" provision. _____ also mentioned that applicants were often allowed to take the aptitude test multiple times to attempt to achieve a passing score.

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_____ was aware that some of CTI'S schools recruited students out of welfare lines and similar locations. CTI recruiters would give prospective students the mistaken impression that they would be paid to attend school at CTI.

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_____ advised that there was a "two-quarter drop" rule with regard to students at CTI. _____ explained that if a student had, on two occasions, started a quarter at CTI and subsequently dropped out of school, the individual would not be allowed to come back to start a third quarter of classes. _____ stated that CTI started allowing students who had dropped out of CTI twice to enroll for a third term in spite of the "two-quarter drop" rule. _____ stated that the "two-quarter drop" individuals were usually problem students. She commented that most "two-quarter drops" became "three-quarter drops." The students would often stay just long enough to collect their student expense checks and then drop out a third time.

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_____ recalled that during the fourth week of a quarter, CTI could claim the full amount of the financial aid monies for the students enrolled in the various schools. That was also the time period during which CTI would provide students

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46A-WF-179870 SUB UU

Continuation of FD-302 of _____, On 7/25&27/95, Page 5

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with checks for their portion of the financial aid collected on them. [] advised that students were required to have a certain amount of attendance before they could receive their checks. [] explained that they needed to be able to verify the attendance before the students could get their checks.

[] recalled that, on numerous occasions, students would attend one class at the beginning of the quarter. The students would come again in the fourth week to pick up their checks.

[] stated that she would look at the students' attendance records and see that they had not attended enough to be entitled to receive their checks. When [] would tell the students they did not have enough attendance, the school directors would generally get involved. The directors would allow the students to do "make-up time." Usually, students would make up just enough time to qualify to receive their checks. They then would drop out of school.

[] reiterated that FITZPATRICK was very intimidating. She stated that FITZPATRICK would talk to individuals in a very degrading manner and was often "downright ugly" to people. [] mentioned that [] the director of CTI'S Dayton school, got chewed out a lot by FITZPATRICK.

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[] advised that [] tried to run his school "by the book." She commented that [] was the best director she was associated with during her employment at CTI. However, [] often failed to meet the quotas of students set by FITZPATRICK. As a result, FITZPATRICK would tell [] who was on oxygen for a medical problem, that he was going to die. When discussing his failure to achieve the quotas of students, [] would tell FITZPATRICK something to the effect of, "We did the best we could; we don't know what else to do." FITZPATRICK would respond, "Well, I advise you to get in your car and go knock on doors" (to recruit more students).

[] informed that, while she was with CTI, it operated four schools. The school in Dayton, Ohio, averaged around 500 to 600 students. CTI'S school in Cleveland, Ohio, had over 1000 students. The school in Cincinnati, Ohio, usually had 700 plus students. CTI'S school in Middletown, Ohio, had about 100 to 200 students. [] commented that the quality of students was generally better at the Middletown school than at the larger schools. She mentioned that the directors at CTI'S largest schools were under tremendous pressure from FITZPATRICK to meet the quotas of students that he set for them. The larger schools were where the most money could be generated through financial aid benefits, so it was more important to FITZPATRICK for those schools to make their quotas. [] reiterated that

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46A-WF-179870 SUB UU

Continuation of FD-302 of [REDACTED], On 7/25&27/95, Page 6

b6
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[REDACTED] was the director of CTI'S largest school in Cleveland. She speculated that the constant pressure from FITZPATRICK affected [REDACTED] causing him to engage in underhanded tactics in an attempt to keep the numbers of students at CTI'S Cleveland campus at levels acceptable to FITZPATRICK.

[REDACTED] identified other directors at CTI while she was there. She informed that, prior to [REDACTED] directors at CTI'S Dayton campus included [REDACTED]

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[REDACTED] stated that [REDACTED] all engaged in questionable practices to achieve the quotas of students set by FITZPATRICK. At some point, [REDACTED] became FITZPATRICK'S "right-hand man." In that capacity, [REDACTED] would continually call CTI'S directors every day at the beginning of new quarters to determine how many students were enrolled.

[REDACTED] stated that FITZPATRICK controlled people with money. [REDACTED] noticed that FITZPATRICK'S "cronies" were always getting new cars, buying new houses, or reaping other financial benefits. FITZPATRICK would constantly tell his subordinates that, "You cannot go anywhere else and make the money you're making here." FITZPATRICK told his employees that they were the highest paid in the school system.

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[REDACTED] stated that FITZPATRICK was very intimidating and did not have to say something directly to get his point across. [REDACTED] commented that, if FITZPATRICK suspected you of being disloyal, you were in trouble.

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[REDACTED] cited an instance where FITZPATRICK directed her to change CTI records. [REDACTED] recalled that she was at CTI'S Cleveland campus possibly around the 1987 or 1988 time period. She recalled that the Cleveland school was under the direction of [REDACTED]

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[REDACTED] FITZPATRICK told [REDACTED] that there was an audit coming up for the Cleveland campus. FITZPATRICK said that the auditors would pull and review a sample of about 20 files. FITZPATRICK warned [REDACTED] that the files reviewed by the auditors had better not have anything wrong with them. [REDACTED] remembered that the files for CTI'S Cleveland school had all kinds of problems with attendance records. FITZPATRICK sent other CTI employees up to Cleveland to work on the records. [REDACTED] recalled that they had "marathon sessions" working on the records until 2:00 a.m. to 3:00 a.m. in the morning. At one point, FITZPATRICK directed [REDACTED] to retype CTI school rosters adding or deleting names of students. [REDACTED] thought the changes had something to do students classified as "enter onlies." FITZPATRICK instructed [REDACTED] as to what names

46A-WF-179870 SUB UU

Continuation of FD-302 of _____, On 7/25&27/95, Page 7b6
b7C

to add or delete from the student rosters, and _____ made the changes accordingly.

_____ stated that she had concerns about changing names on the CTI school rosters. She advised that the rosters were the official lists of students and contained start dates, drop dates, and other important information. _____ described the roster as a "Bible" to a registrar and indicated that registrars would not entrust their rosters to anyone else.

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_____ felt that FITZPATRICK should not have had her retyping CTI school rosters. At one point during the time _____ was making the changes, FITZPATRICK said something to her to the effect of, "You got a problem with that?"

After _____ retyped the school rosters making the changes dictated by FITZPATRICK, FITZPATRICK either asked whether the new rosters were the only rosters in existence or said something like, "These are your rosters. Right?" _____ stated that FITZPATRICK'S implication was clear. She was supposed to get rid of all the old rosters. However, _____ took the old rosters and put them in her car. She kept them until approximately two years ago when her mother moved and disposed of them.

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_____ advised that, around 1988 or 1989, FITZPATRICK contacted her and told her she had to go to Cincinnati to meet with some people regarding the Cleveland situation. At that time, FITZPATRICK said something to the effect of, "You don't have any records, do you?" The next day, _____ met with an attorney for CTI at CTI'S corporate office. She then went into a room full of people including _____. _____ recalled that the proceeding was a deposition. Someone asked if _____ had brought the documents that were subpoenaed. At that point, FITZPATRICK and the attorney broke in, saying that the subpoena had gone to CTI'S corporate headquarters. During the proceeding, a man asked _____ if she had any documents on her person. _____ responded that she did not. _____ explained that the documents she had kept were still in the trunk of her car and not on her person, so she technically did not tell a lie. After the proceeding, FITZPATRICK told _____ she had done good.

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_____ stated that, after the aforementioned audit of CTI'S Cleveland campus, FITZPATRICK did not seem to worry as much about audits and inspections of CTI. _____ later heard that some officials with regulatory agencies were being paid by CTI, so CTI did not need to be concerned about reviews by those agencies. _____ specifically identified _____ as an

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46A-WF-179870 SUB UU

Continuation of FD-302 of _____, On 7/25&27/95, Page 8

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b7C

individual who was allegedly on CTI'S payroll. _____ remembered _____ being around the CTI premises a lot. She also mentioned a woman named _____ (Last Name Unknown) but was not sure whether she was paid off. _____ stated that FITZPATRICK was very "chummy" with _____ (LNU). _____ remembered _____ and his associates being involved in inspections of CTI schools. _____ (LNU) was also involved in reviewing CTI.

_____ commented that FITZPATRICK kept a lot of information from _____. She felt that _____ did not know what was going on with regard to the problems at CTI. _____ stated that _____ just wanted everyone to be happy, and she thought FITZPATRICK "sugarcoated" things for _____. _____ advised that FITZPATRICK did not want anyone "going over his head" and talking to _____. _____ informed that FITZPATRICK was totally in charge of the education aspect of CTI'S operation, and that _____ had no involvement. _____ explained that the education part of CTI included the responsibility of recordkeeping for student attendance.

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_____ advised that, during her last year with CTI, she held the position of director of CTI'S Middletown campus. She stated that she was supposed to work under _____. Despite her title as director, _____ performed registrar-type work for the Middletown school. As a director, _____ attended weekly directors meetings and got a firsthand look at the type of pressure FITZPATRICK put on the CTI directors to produce certain numbers of students. At some point, _____ learned that she was being moved back to the Dayton campus of CTI to be a registrar. FITZPATRICK told _____ that, since she did not have a degree in education, she could not stay at the Middletown school (which had been changed to a BOHECKER'S BUSINESS COLLEGE) in the capacity as director. Shortly thereafter, _____ resigned.

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_____ advised that she had a company car for part of the time she worked for CTI. However, her company car was a secondhand Sunbird that had belonged to FITZPATRICK'S "mistress," _____

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_____ related an incident involving FITZPATRICK and _____ the brother of _____. FITZPATRICK called _____ and directed her to take _____ to have a urine test. FITZPATRICK sent _____ a typed memorandum which said that she suspected _____ of having a drug problem. FITZPATRICK instructed _____ to sign the memorandum. _____ signed the memorandum even though she did not suspect _____ of having a drug problem. _____ took _____ for a urine test. The test

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Continuation of FD-302 of _____, On 7/25&27/95, Page 9

b6
b7C

came back positive for marijuana. FITZPATRICK then made _____ fire _____ did not know why FITZPATRICK decided to pick on _____ but she suspected that maybe he was having problems with _____ commented that FITZPATRICK'S idol was AL CAPONE, and he enjoyed treating people badly in the manner of someone like CAPONE.

When she resigned, _____ turned in her resignation and two-week notice to _____. She had no contact with FITZPATRICK. FITZPATRICK never contacted her. _____ told _____ that FITZPATRICK was shocked by her resignation. _____ stated that, at the time she submitted her resignation, she had "had enough." The incident involving _____ and her being sent to CTI'S Dayton school to be a registrar, which _____ interpreted as a demotion, were contributing factors in _____'S decision to resign. _____ also commented that she sensed trouble at CTI and did not want to "go down with the ship."

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_____ advised that the last time she saw FITZPATRICK was at a memorial service for HENRY WHITESELL following WHITESELL'S murder.

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_____ described _____ as one of FITZPATRICK'S "righthand" people. For a period of time, _____ shared an office with _____ at CTI'S location in Dayton. However, _____ never really confided in _____. She felt that whatever she said would get back to FITZPATRICK. _____ advised that _____ helped out in the preparations for the above-stated audit of CTI'S Cleveland school.

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_____ reiterated that, as the corporate registrar, she performed audits of the records of CTI'S schools. _____ commented that if she noted deficiencies with recordkeeping during her audits, the problems were often mysteriously corrected. For instance, if _____ audited a student's file and determined that an entrance test was missing, somehow an entrance test would appear in the file. _____ advised that she found unsigned enrollment agreements in students' files. She would take the documents to the school's admissions department. Somehow the enrollment agreements would get signed. _____ stated that some of the enrollment agreements would get signatures on them despite the fact that the particular students were not even in school anymore. _____ suspected that some of the records and signatures that mysteriously appeared were fabricated by CTI personnel to appease her.

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46A-WF-179870 SUB UU

Continuation of FD-302 of _____, On 7/25&27/95, Page 10

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_____ stated that TURNER backdated sign-in sheets right in front of her. _____ recalled that the incident occurred while she was working at CTI'S Dayton location at the end of her tenure with CTI. _____ confronted TURNER about what he was doing, and the two of them argued about it. _____ believed FITZPATRICK knew TURNER was backdating records. She reiterated that TURNER was FITZPATRICK'S "righthand man." _____ stated that, if a CTI employee got caught doing something like TURNER was doing and FITZPATRICK did not know about it, the employee would be gone. _____ commented that she did not think that there was anything going on at CTI that FITZPATRICK did not know about.

_____ informed that TURNER was a former Dayton policeman. _____ heard that TURNER dropped dead on a golf course while golfing with _____. _____ thought that TURNER was under too much stress and "knew too much" about what was going on at CTI.

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_____ indicated that she thought TURNER'S death might not have been an accident. She recalled a CTI directors meeting at which FITZPATRICK was present where the topic of conversation turned to how a person could be murdered but have their death made to look like an accident. FITZPATRICK mentioned that there was a way to murder someone and make it appear that they had a heart attack. _____ stated that FITZPATRICK was always making references to violence.

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_____ recalled that around 1986, _____ was bought out of the CTI business. _____ advised that FITZPATRICK came up to CTI'S Dayton location and fired all of _____ people." _____ remembered that FITZPATRICK was accompanied by his brother, _____ and that _____ was wearing a gun.

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_____ stated that JOHN FITZPATRICK once commented that he was not going to live very long. _____ heard from _____ that FITZPATRICK had some type of disease like cancer. _____ had a relationship with _____ who was close to FITZPATRICK. _____ also mentioned that FITZPATRICK had sinus problems and kept a nose sprayer with him. _____ stated that FITZPATRICK continually smoked cigarettes.

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_____ advised that she met FITZPATRICK'S wife, _____ FITZPATRICK, around 1985. When _____ first met _____ FITZPATRICK, she and JOHN FITZPATRICK were poor. _____

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46A-WF-179870 SUB UU

Continuation of FD-302 of [REDACTED], On 7/25&27/95, Page 11

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b7C

remembered [REDACTED] saying at that time that her husband had the opportunity to get involved with a school.

[REDACTED] identified some of the registrars at CTI while she there. [REDACTED] advised that [REDACTED] was a registrar at CTI'S Dayton campus. [REDACTED] was also a registrar at Dayton. [REDACTED] was [REDACTED]'S sister-in-law. [REDACTED] (Last Name Unknown) was a registrar at CTI'S Cleveland school. [REDACTED] may know the full name of [REDACTED] (LNU). [REDACTED] commented that [REDACTED] apparently practices a "different lifestyle." [REDACTED] recalled that [REDACTED] (LNU) was a registrar for CTI in Cincinnati. [REDACTED] stated that sometimes she would walk into an education office for a CTI school and find a student posting attendance.

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[REDACTED] informed that [REDACTED] worked in the financial aid office at CTI'S Dayton campus.

[REDACTED] commented that the two people who could provide the "guts" of what was going on at CTI were [REDACTED] and [REDACTED]. Unfortunately, both men are dead.

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[REDACTED] stated that she does not think she has any documents or records related to her employment with CTI.

Following the interview, [REDACTED] was served with a trial subpoena commanding her to appear in U.S. District Court in the District of Columbia on 8/14/95 for the trial of United States of America v. John Fitzpatrick.

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Memorandum



To : ADIC WMFO [redacted] (P)

Date 8/7/95

b7D

From : SA [redacted] (C-9)

b6
b7C

Subject : [redacted]

b7D

Dates of Contact

b7D

File #s on which contacted (Use Titles if File #s not available)

46A-WF-179870, SUB UU

Purpose and results of contact

- ☐ NEGATIVE
☒ POSITIVE
☐ STATISTIC

(See attached insert)

Description of

Statistical Accomplishment

Title of Case

File No.

Information contained herein was obtained confidentially. The informant's name is not to be disclosed in any form unless a conscious decision has been made to disclose his/her identity by an appropriate FBI official.

PERSONAL DATA

46A-WF-179870, SUB UU

1 - [redacted]

1 - 46A-WF-179870, SUB UU

1 -

Init. CWS/CWS

(2) - WMFO

b7D

see reverse side for statistics

46A-WF-179870, SUB UU
CWS/cws

On [REDACTED] was telephonically contacted
and provided the following information to SA [REDACTED]
JR:

b6
b7C
b7D

The Cooperating Witness (CW) advised that, at

[REDACTED]

Memorandum



To : ADIC WMFO [redacted] (P)

Date 8/8/95

b7D

From : SA [redacted] (C-9)

b6
b7C

Subject : [redacted]

b7D

Dates of Contact

[redacted]

b7D

File #s on which contacted (Use Titles if File #s not available)

46A-WF-179870, SUB UU

Purpose and results of contact

- ☐ NEGATIVE
☒ POSITIVE
☐ STATISTIC

(See attached insert)

Description of

Statistical Accomplishment

Title of Case

File No.

Information contained herein was obtained confidentially. The informant's name is not to be disclosed in any form unless a conscious decision has been made to disclose his/her identity by an appropriate FBI official.

PERSONAL DATA

46A-WF-179870, SUB UU
 [Handwritten initials] - 329

1 - [redacted]
 1 - 46A-WF-179870, SUB UU

b7D

Init. CWS/CWS
 (2) - WMFO

see reverse side for statistics

46A-WF-179870, SUB UU
CWS/cws

On [REDACTED] was telephonically contacted
and furnished the following information to SA [REDACTED]
JR:

b6
b7C
b7D

The Cooperating Witness (CW) recalled that, [REDACTED]

[REDACTED]

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 09/05/1995

To: SAC, CHICAGO
SAC, CINCINNATI
SAC, COLUMBIA
SAC, PHILADELPHIA

From: ADIC, WMFO
SQUAD C-9, NVMRA

Contact: SA [REDACTED] (202) 324-6304

Approved By: [REDACTED] SSA

Drafted By: [REDACTED] CWS

File Number(s): 46A-WF-179870 SUB UU (Pending)

Title: BIG BOUNCE;
MAJOR CASE #55;
OO: WMFO

FORMER U.S. CONGRESSMAN DONALD E. "BUZ" LUKENS

ARMED AND DANGEROUS

Synopsis: SERVICE OF TRIAL SUBPOENAS FOR TRIAL OF FORMER
U.S. CONGRESSMAN DONALD E. "BUZ" LUKENS - TRIAL DATE 10/10/95

Reference: WMFO teletypes to Director on 2/15/95 and 2/22/95,
WMFO electronic communication to Baltimore, dated 7/21/95, and
numerous other communications between the WMFO and Cincinnati
Divisions.

Administrative: JOHN FITZPATRICK, one of the subjects in this
case, is known to keep a handgun on his person and/or in his desk
drawer. FITZPATRICK is also considered to be a suspect in the
unsolved murder of his former business partner, HENRY WHITESELL.
Accordingly, FITZPATRICK is considered to be Armed and Dangerous.

Enclosures: Chicago Division - The original and one copy of a
trial subpoena directed to [REDACTED]

Cincinnati Division - The originals and one copy each of trial
subpoenas directed to the following individuals: [REDACTED]
[REDACTED]

46A-WF-179870 UU
Jr Jr -330

To: SAC, CHICAGO From: ADIC, WMFO
Re: 46A-WF-179870 SUB UU, 09/05/1995

[REDACTED]

b6
b7C

Columbia Division - The original and one copy of a trial subpoena directed to [REDACTED]

Philadelphia Division - The original and one copy of a trial subpoena directed to [REDACTED]

Details: For the information of receiving offices, on 2/22/95, former U.S. Congressman DONALD E. "BUZ" LUKENS and Ohio businessman JOHN FITZPATRICK were indicted by a Federal Grand Jury in Washington, D.C., on various criminal charges including bribery and conspiracy. LUKENS and FITZPATRICK were arrested in Texas and Ohio respectively. Neither defendant has indicated any intention to enter a plea bargain, and it appears that both defendants will go to trial in separate proceedings. LUKENS' trial is scheduled to begin on 10/10/95. FITZPATRICK's trial has been continued until 1/3/96.

It is requested that receiving offices serve the enclosed subpoenas for United States of America v. Donald E. Lukens as expeditiously as possible with the exception of the subpoena directed to [REDACTED] which should be held until WMFO notifies the Cincinnati Division, Middletown Resident Agency, that it should be served. Any problems encountered in serving the subpoenas should be brought to the attention of WMFO.

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b7C

To: SAC, CHICAGO From: ADIC, WMFO
Re: 46A-WF-179870 SUB UU, 09/05/1995

LEAD(s) :

Set Lead 1:

CHICAGO

AT CHICAGO, ILLINOIS

Will serve enclosed trial subpoena on [redacted]
[redacted]
telephone number [redacted] works at [redacted]
[redacted]
[redacted] telephone number [redacted]

b6
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Set Lead 2:

CINCINNATI

AT CINCINNATI, OHIO

Will serve enclosed trial subpoena on [redacted]
[redacted] possible
telephone number [redacted] works for [redacted]
[redacted] telephone number [redacted]

b6
b7C

Set Lead 3:

AT COLUMBUS, OHIO

Will serve enclosed trial subpoenas on [redacted]
[redacted]
[redacted] telephone number [redacted]

b6
b7C

Set Lead 4:

AT FAIRFIELD, OHIO

Will serve enclosed trial subpoena on [redacted]
[redacted] works for [redacted]
[redacted] telephone number [redacted]

b6
b7C

To: SAC, CHICAGO From: ADIC, WMFO
Re: 46A-WF-179870 SUB UU, 09/05/1995

extension [redacted] s possible home address and telephone
number are [redacted]

b6
b7C

Set Lead 5:

AT HAMILTON, OHIO

Will serve enclosed trial subpoena on [redacted]
[redacted]
[redacted] telephone number [redacted] works for [redacted]
[redacted]

b6
b7C

Set Lead 6:

AT MIDDLETOWN, OHIO

Will serve enclosed trial subpoena on [redacted]
[redacted]
[redacted] telephone [redacted] Will hold trial subpoena directed to
[redacted]
until notified by WMFO that decision has been made by U.S.
DEPARTMENT OF JUSTICE (DOJ) to have [redacted] served.
[redacted] is the mother of [redacted] the
other subject indicted in this case.

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Set Lead 7:

AT WYOMING, OHIO

Will serve enclosed trial subpoenas on [redacted]
[redacted]
[redacted] telephone number [redacted]

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b7C

Set Lead 8:

COLUMBIA

AT GREER, SOUTH CAROLINA

Will serve enclosed trial subpoena on [redacted]
[redacted]
telephone number [redacted]

b6
b7C

To: SAC, CHICAGO From: ADIC, WMFO
Re: 46A-WF-179870 SUB UU, 09/05/1995

Set Lead 9:

PHILADELPHIA

AT PHILADELPHIA, PENNSYLVANIA

Will serve enclosed trial subpoena on [redacted]

b6
b7C

[redacted] telephone numbers [redacted]

Set Lead 10:

WMFO

AT ALEXANDRIA, VIRGINIA

(1) Will serve attached trial subpoena on [redacted]

b6
b7C

[redacted] telephone number [redacted] possibly
works for [redacted]

[redacted] telephone number [redacted]

(2) Will serve attached trial subpoena on [redacted]

of [redacted] telephone
number [redacted] possibly works for [redacted]

Set Lead 11:

AT BURKE, VIRGINIA

Will serve attached trial subpoena on [redacted]

b6
b7C

of [redacted] telephone number [redacted]

Set Lead 12:

AT WASHINGTON, D.C.

(1) Will serve attached trial subpoena on [redacted]

b6
b7C

To: SAC, CHICAGO From: ADIC, WMFO
Re: 46A-WF-179870 SUB UU, 09/05/1995

b6
b7c

(2) Will serve attached trial subpoena on [redacted]
[redacted] works for [redacted]
[redacted]
[redacted] telephone number [redacted]
[redacted] possibly resides at [redacted]
[redacted]

ARMED AND DANGEROUS

CC: 2 - Chicago
5 - Cincinnati
2 - Columbia
2 - Philadelphia
③ - WMFO

♦♦

Memorandum



To : ADIC, WMFO (46A-WF-179870, SUB UU) (P) Date 9/8/95
ATTN: ASAC [REDACTED]

From : SA [REDACTED] (C-9)

Subject: BIG BOUNCE;
MAJOR CASE #55;
OO: WMFO

FORMER U.S. CONGRESSMAN DONALD E. "BUZ" LUKENS

For information, the trial of former U.S. Congressman DONALD E. "BUZ" LUKENS is scheduled to begin on October 10, 1995. A potential witness in the case is [REDACTED] who currently resides in [REDACTED] North Carolina. Writer will be travelling to Raleigh, North Carolina, on personal business over the weekend of September 8-10, 1995. Writer intends to meet with [REDACTED] and serve her with a trial subpoena while in North Carolina. [REDACTED] North Carolina, is approximately [REDACTED] miles from Raleigh where writer will be staying. Writer requests authority to use his personally owned automobile (POA) to travel from Raleigh to [REDACTED] North Carolina, for the purpose of meeting with [REDACTED] and requests to be reimbursed for mileage driven in POA from Raleigh to [REDACTED]

2 - WMFO

1 - ASAC [REDACTED]
1 - 46A-WF-179870, SUB UU
CWS/cws

b6
b7C

46A-WF-179870-331
[Handwritten initials and signature]

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 9/13/95

[redacted] was contacted at his place of employment, [redacted] Columbus, Ohio, telephone number [redacted] resides at [redacted] Ohio [redacted] telephone number [redacted] mobile telephone number [redacted] After being advised of the identity of the interviewing Agent and the nature of the interview, [redacted] provided the following information:

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[redacted] advised that he had received a disturbing telephone call around mid-July, 1995, during the evening. [redacted] related that he was working downstairs in his office after dinner. [redacted] s wife answered the phone and sent the call down to him. The caller asked [redacted] if he was "involved in a Federal investigation." [redacted] told the caller "No." The caller then said, "Well don't." The caller then hung up on [redacted] stated that he did not recognize the voice of the caller. The caller had a male voice and sounded like he was possibly middle-aged.

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[redacted] advised that he has known JOHN FITZPATRICK for a long time. [redacted] was a charter member of the OHIO ASSOCIATION OF STUDENT FINANCIAL AID ADMINISTRATORS (OASFAA). FITZPATRICK became a member of OASFAA later on.

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b7C

[redacted] informed that he participated in an audit at the Dayton, Ohio, location of CAMBRIDGE TECHNICAL INSTITUTE (CTI) during August, 1990. [redacted] reviewed CTI's student financial records. [redacted] noted that CTI did not have all the records required for [redacted] s review. [redacted] asked FITZPATRICK where the missing records were located. FITZPATRICK said they were at another site in Cincinnati, Ohio [redacted] also told FITZPATRICK that the records did not appear to be complete. FITZPATRICK responded by saying something to the effect that he was not worried because he had friends in high places.

b6
b7CInvestigation on 8/15/95 at Falls Church, Virginia (telephonically)File # 46A-WF-179870, SUB UU - 332by SA [redacted] Date dictated 8/22/95b6
b7C



Board of Proprietary Schools

MEMORANDUM

TO :

FROM :

SUBJECT :

DATE :

BY :

FOR :

RE :

FILE :

NOTES :

REMARKS :

APPROVED :

SIGNED :

DATE :

BY :

FOR :

RE :

FILE :

NOTES :

REMARKS :

APPROVED :

SIGNED :

DATE :

BY :

FOR :

RE :

FILE :

NOTES :

REMARKS :

APPROVED :

SIGNED :

DATE :

BY :

FOR :

RE :

FILE :

NOTES :

REMARKS :

APPROVED :

SIGNED :

DATE :

BY :

FOR :

[Handwritten initials]

46A-WF-179870, SUB UU

SEARCHED *MB* INDEXED *MB* -333

[Handwritten signature]

United States District Court

FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA

V.

DONALD E. LUKENS

SUBPOENA IN A CRIMINAL CASE

CASE NUMBER: 95-0041 GK

TO:

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☐ YOU ARE COMMANDED to appear in the United States District Court at the place, date, and time specified below to testify in the above case.

PLACE

United States District Court House
Third and Constitution Avenues, N.W.
Washington, D.C. 20530

COURTROOM

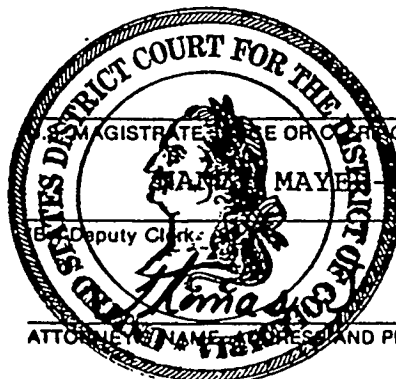
Courtroom 19
Sixth Floor

DATE AND TIME

Tuesday, October 10, 1995
9:00 am

☐ YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):

Please contact the prosecutor's office at (202) 616-2300 to ascertain the date of your appearance and to receive instructions regarding travel arrangements for your appearance.



JUDGE OR CLERK OF COURT

THOMAS MAYER WHITTINGTON

Deputy Clerk

DATE

August 23, 1995

46A-WF-179870 UU

78-334

ATTORNEY'S NAME, ADDRESS, AND PHONE NUMBER:

William J. Corcoran, Senior Counsel
U.S. Department of Justice, House Bank Task Force Room 2
Washington, D.C. 20530 (202) 616-2300

PROOF OF SERVICE			
RECEIVED BY SERVER	DATE 8/25/95	PLACE Washington, D.C.	
SERVED	DATE 9/8/95	PLACE Wake Forest, N.C.	
SERVED ON (PRINT NAME) <div></div>		FEES AND MILEAGE TENDERED TO WITNESS <input type="checkbox"/> YES <input type="checkbox"/> NO AMOUNT \$ _____	
SERVED BY (PRINT NAME) SA <div></div>		TITLE Special Agent - FBI	
DECLARATION OF SERVER			
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.			
Executed on 9/8/95 Date		SA <div></div> Signature of Server	
		FBI, 7799 Leesburg Pike, Ste. 200 South, Address of Server Falls Church, VA 22043	
ADDITIONAL INFORMATION			

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- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 9/12/95

On September 8, 1995, [redacted] was contacted at her residence, [redacted] [redacted] was served with a trial subpoena commanding her to appear at the trial of United States of America v. Donald E. Lukens, which is scheduled to being on October 10, 1995. One copy of the subpoena is attached for incorporation herein.

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b7CInvestigation on 9/8/95 at [redacted] N.C.- 33 - b6
b7CFile # WMFO 46A-WF-179870 SUB UUby SA [redacted] trs Date dictated 9/11/95

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 09/17/1995

To: SAC, CINCINNATI

Attn: [REDACTED]

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From: ADIC, WMFO

SQUAD C-9, NVMRA

Contact: SA [REDACTED] X-6304

Approved By: [REDACTED] SSA

Drafted By: [REDACTED] JWS

File Number(s): 46A-WF-179870 SUB UU (Pending)

Title: BIG BOUNCE;
MAJOR CASE #55;
OO: WMFO

FORMER U.S. CONGRESSMAN DONALD E. "BUZ" LUKENS

Synopsis: Commendation of Cincinnati Division employee [REDACTED]
[REDACTED]

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Details: For the information of Cincinnati, WMFO has been involved in an ongoing bribery case involving former U.S. Congressman DONALD E. "BUZ" LUKENS and an Ohio businessman named JOHN FITZPATRICK. LUKENS and FITZPATRICK were indicted in February, 1995. FITZPATRICK was scheduled to go to trial on August 14, 1995 (his trial was continued shortly before the 8/14/95 start date). In anticipation of the trial, WMFO needed to conduct criminal checks of all prosecution witnesses to determine whether any of the witnesses had criminal records. Approximately 30 of the potential trial witnesses reside in Ohio. On 8/5/95, WMFO requested that Cincinnati conduct criminal checks for these individuals. The information was needed as expeditiously as possible due to the short time period before the trial. Pursuant to WMFO's request, Cincinnati Division employee [REDACTED] conducted criminal checks for approximately 30 potential prosecution witnesses and provided the information to WMFO on the same day. WMFO greatly appreciates the efforts of [REDACTED] in performing the criminal checks in such a professional and expeditious manner and would like to commend her for her help in handling an assignment that was very important to WMFO's trial preparation in the above-captioned case.

CC: 2 - Cincinnati

46A-WF-179870 UU-336
JWS JWS

To: SAC, CINCINNATI From: ADIC, WMFO
Re: 46A-WF-179870 SUB UU, 09/17/1995

① - WMFO

♦♦

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 09/18/1995

To: ADIC, WMFO

Attn: ASAC [REDACTED]

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b7c

From: SA [REDACTED]

SQUAD C-9, NVMRA

Contact: SA [REDACTED]

X-6304

Approved By: [REDACTED] SSA

Drafted By: [REDACTED] cws

File Number(s): 46A-WF-179870 SUB UU (Pending)

Title: BIG BOUNCE;
MAJOR CASE #55;
OO: WMFO

FORMER U.S. CONGRESSMAN DONALD E. "BUZ" LUKENS

Synopsis: Travel Authorization Request

Details: Authority is requested for SA [REDACTED] to travel to Cincinnati, Ohio, and surrounding areas for the purpose of conducting interviews and other investigation in preparation for the upcoming trial of former U.S. Congressman DONALD E. "BUZ" LUKENS. Authorization is also requested for SA [REDACTED] to procure a rental automobile for transportation in conducting the investigation in Ohio.

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For information, subjects LUKENS and Ohio businessman JOHN FITZPATRICK were indicted on 2/22/95 on Federal bribery, conspiracy, and other criminal charges. LUKENS is scheduled to go to trial on 10/10/95 in Washington, D.C. LUKENS has given no indication that he will entertain any sort of plea agreement, so it is anticipated that his trial will go forward as scheduled.

U.S. DEPARTMENT OF JUSTICE (DOJ) attorneys [REDACTED] and [REDACTED] have requested that writer travel to the Cincinnati area to conduct interviews and other investigation in preparation for LUKENS' trial. While in Ohio, writer also intends to attempt to interview [REDACTED] who allegedly possesses information about the unsolved homicide of FITZPATRICK's former business partner, [REDACTED]. Writer tentatively plans to travel to Ohio around September 25-27, 1995. It is respectfully requested that SA [REDACTED] be authorized to travel to Cincinnati for the above-stated purposes.

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46A-WF-179870 UU

337

[Handwritten signature]

(03/31/95)

FEDERAL BUREAU OF INVESTIGATION

To: ADIC, WMFO From: SA [REDACTED]
Re: 46A-WF-179870 SUB UU, 09/18/1995

Additionally, approval is requested for SA [REDACTED] to obtain a rental vehicle for transportation to various interview locations. Some of the witnesses to be interviewed are located in Hamilton and Middletown, Ohio, which are approximately 30 miles from Cincinnati, so an automobile is necessary to get to the interview sites. Should a Bucar become available through the Cincinnati Division, SA [REDACTED] will not obtain a rental car.

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CC: 1 - ADIC, WMFO
1 - ASAC [REDACTED]
① - 46A-WF-179870, SUB UU

♦♦

FBI

TRANSMIT VIA:

☒ Teletype
☐ Facsimile
☐ AIRTEL

PRECEDENCE:

☐ Immediate
☐ Priority
☒ Routine

CLASSIFICATION:

☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ UNCLAS E F T O
☒ UNCLAS

Date 9/22/95

FM FBI WMFO (46A-WF-179870 SUB UU) (P)

TO FBI CINCINNATI/ROUTINE/

BT

UNCLAS

CITE: //3920//

SUBJECT: BIG BOUNCE; MAJOR CASE #55; OO:WMFO

FORMER U.S. CONGRESSMAN DONALD E. "BUZ" LUKENS

RE 9/21/95 TELCALL BETWEEN SSA [REDACTED] CINCINNATI
 DIVISION, AND SA [REDACTED], WMFO, NVMRA.

FOR INFORMATION OF CINCINNATI, ON 9/25/95, SA [REDACTED]

[REDACTED] WILL TRAVEL TO CINCINNATI DIVISION TERRITORY TO
 CONDUCT INVESTIGATION IN PREPARATION FOR THE TRIAL OF FORMER
 U.S. CONGRESSMAN DONALD E. "BUZ" LUKENS, WHICH IS SCHEDULED TO
 BEGIN ON 10/10/95. SA [REDACTED] WILL CONDUCT LEADS IN
 CINCINNATI, HAMILTON AND MIDDLETOWN, OHIO, AND SURROUNDING
 AREAS. SA [REDACTED] WILL PROBABLY NOT REQUIRE ASSISTANCE FROM

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Approved: WLC/BJ Original filename: 125001W.264
 Time Received: 2:45 p.m. Telprep filename: 125001SO.264
 MRI/JULIAN DATE: 1502/265 ISN: 014
 FOX DATE & TIME OF ACCEPTANCE: Sept 22 at 2:49 p.m.

46A-WF-179870 UU-338
 [Signature]

[Signature]

^PAGE 2 WMFO (46A-WF-179870 SUB UU) UNCLAS

THE CINCINNATI DIVISION. SA WILL DEPART ON 9/27/95.

SAC CINCINNATI AND ADIC WMFO CONCUR WITH ABOVE-STATED TRAVEL

BY SA

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/READ 1502/265
0000 MRI 01502

RR FBICI

DE FBIWMFO #0014 2651850

ZNR UUUUU

R 221849Z SEP 95

FM FBI WMFO (46A-WF-179870 SUB UU) (P)

TO FBI CINCINNATI/ROUTINE/

BT

UNCLAS

CITE: //3920//

SUBJECT: BIG BOUNCE; MAJOR CASE #55; OO:WMFO.

FORMER U.S. CONGRESSMAN DONALD E. "BUZ" LUKENS

RE 9/21/95 TELCALL BETWEEN SSA [REDACTED] CINCINNATI
DIVISION, AND SA [REDACTED] WMFO, NVMRA.

FOR INFORMATION OF CINCINNATI, ON 9/25/95, SA [REDACTED]

[REDACTED] WILL TRAVEL TO CINCINNATI DIVISION TERRITORY TO
CONDUCT INVESTIGATION IN PREPARATION FOR THE TRIAL OF FORMER
U.S. CONGRESSMAN DONALD E. "BUZ" LUKENS, WHICH IS SCHEDULED TO
BEGIN ON 10/10/95. SA [REDACTED] WILL CONDUCT LEADS IN
CINCINNATI, HAMILTON AND MIDDLETOWN, OHIO, AND SURROUNDING

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46A-WF-179870 UU-338
nb nb.

(S)

PAGE TWO DE FBIWMFO 0014 UNCLAS

AREAS. SA [] WILL PROBABLY NOT REQUIRE ASSISTANCE FROM
THE CINCINNATI DIVISION. SA [] WILL DEPART ON 9/27/95.
SAC CINCINNATI AND ADIC WMFO CONCUR WITH ABOVE-STATED TRAVEL
BY SA []

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ORIGINAL

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 9/15/95

[redacted] (Protect Identity by Request),
[redacted]
telephone number [redacted] was contacted by the interviewing
Agent, with whom he was familiar, and voluntarily provided the
following information:

[redacted]

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Investigation on 9/14/95 at [redacted]
File # 46A-WF-179870 SUB UU - 339
by SA [redacted] kkc Date dictated 9/14/95

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FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 09/25/1995

To: ✓ Washington Metropolitan Field Office

From: Cincinnati

Dayton RA

Contact: SA [redacted]

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Approved By: [redacted]

Drafted By: [redacted] kkc

File Number(s): 46A-WF-179870 (Referred Upon Completion)

Title: BIG BOUNCE;
FORMER U. S. CONGRESSMAN
DONALD E. "BUZZ" LUKENS;
MAJOR CASE #55

ARMED AND DANGEROUS

Synopsis: FD-302 enclosed re sixty-four (64) boxes of miscellaneous records from Cambridge Technical Institute, Dayton, Ohio, sent to Tyson's Corner RA on 9/14/95.

Reference: WMFO teletype to Cincinnati 8/24/95.

Enclosures: The original and one copy of one FD-302 reflecting receipt of sixty-four (64) boxes of miscellaneous records from Cambridge Technical Institute, Dayton, Ohio, on 9/14/95.

Details: For the information of WMFO, these records were transported, via Federal Express, to the Tyson's Corner Resident Agency on 9/14/95.

As no further investigation remains for the Cincinnati Division at this time, this matter will be placed in RUC status.

♦♦

46A-WF-179870, SUB
UU
-340

[Signature]

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 10/02/1995

To: ADIC, WMFO

Attn: ASAC [REDACTED]

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From: SA [REDACTED]

SQUAD C-9, NVMRA

Contact: SA [REDACTED]

X-6304

Approved By: [REDACTED] SSA

Drafted By: [REDACTED] cws

File Number(s): 46A-WF-179870 SUB UU (Pending)

Title: BIG BOUNCE;
MAJOR CASE #55;
OO: WMFO

FORMER U.S. CONGRESSMAN DONALD E. "BUZ" LUKENS

Synopsis: Holiday Pay Authorization Request for Columbus Day

Details: Authority is requested for SA [REDACTED] to work on Columbus Day, 10/9/95, and receive holiday pay for that day. SA [REDACTED] is the Case Agent on the above-captioned matter involving former U.S. Congressman DONALD E. "BUZ" LUKENS. The trial of LUKENS on bribery and conspiracy charges is scheduled to begin on Tuesday, 10/10/95, the day after Columbus Day. In anticipation of the trial, government witnesses will be flying into Washington, D.C., on Monday, 10/9/95. SA [REDACTED] is needed to participate in trial preparation meetings on 10/9/95 and will also likely be involved in assisting with transportation of some witnesses from the airport to the U.S. DEPARTMENT OF JUSTICE (DOJ), etc. Additionally, there almost certainly will be numerous last-minute leads which SA [REDACTED] will need to handle on the day before LUKENS' trial. Accordingly, it is respectfully requested that SA [REDACTED] be authorized to work and receive holiday pay on Columbus Day, 10/9/95.

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CC: 1 - ADIC, WMFO

1 - ASAC [REDACTED]

1 - 46A-WF-179870, SUB UU

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46A-WF-179870 UU-341

[Handwritten signature]

[Handwritten signature]

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 9/12/95

[redacted] was telephonically contacted at her residence [redacted] telephone number [redacted]. After being advised of the identity of the interviewing Agent and the nature of the interview, [redacted] provided the following information:

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[redacted] advised that she was born on [redacted] in [redacted]. Her SSAN is [redacted] is employed with [redacted] North Carolina 27604, telephone number [redacted].

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[redacted] stated that she previously worked for HOLK DEVELOPMENT, INC. (HDI). She obtained her employment with HDI by answering an advertisement in the newspaper for a position she recalled as being an [redacted].

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[redacted] stated that, in essence, she was the secretary for [redacted] of HDI. The physical location where she worked was in a construction trailer in the Pentagon parking lot. Later, she moved to HDI's office in Forestville, Maryland.

[redacted] recalled working ot set up parties and fundraisers hosted by [redacted] advised that [redacted] often held fundraisers on his boat, and she recalled being on [redacted]'s boat for that purpose. [redacted] also remembered going to the racetrack with [redacted].

[redacted] informed that [redacted] did fundraising for a politician named [redacted]. She remembered seeing a list with the names of several congressional members on it. [redacted] did not recall [redacted] doing fundraising for Ohio Congressman DONALD E. "BUZ" LUKENS.

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[redacted] was aware that [redacted] made payments to politicians, including members of Congress. [redacted] recalled that [redacted] initially made such payments with checks drawn against his personal and HDI company checking accounts. At some point, [redacted] had to stop writing checks to political figures himself. [redacted] then directed other individuals to write checks to certain politicians and reimbursed them for the amounts of the checks. [redacted] were two of the people

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Investigation on 8/30/95 at Falls Church, VA (telephonically)

File # WMFO 46A-WF-179870 SUB UU - 342

by SA [redacted] Date dictated 9/7/95

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WMFO 46A-WF-179870 SUB UU

Continuation of FD-302 of _____, On 8/30/95, Page 2

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_____ used to write checks to political figures. _____ recalled that _____'s explanation for having her write checks to politicians was something about his accountants in Cleveland not wanting him to do it anymore.

_____ was questioned about a \$1500 check she wrote to LUKENS on April 20, 1990. The check, #948, was drawn against her account at FIRST AMERICAN BANK OF VIRGINIA (FABV). One copy of this check is attached for incorporation herein. _____ stated that she wrote the check at _____'s direction. _____ then immediately wrote herself a check out of the HDI company account to reimburse herself for the amount of the check she had written to LUKENS. _____ signed the HDI check for her reimbursement. _____ recalled that sometimes when _____ would have her write a check to a political figure such as LUKENS, he would tell her to add an extra \$100 to her reimbursement check from HDI.

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_____ stated that she did not ask _____ questions about the \$1500 check, such as why he did not simply make the payment to LUKENS himself. _____ stated that she "didn't care" why _____ was having her write the check to LUKENS. She commented that, if _____ asked her to write a check to LUKENS, she would do it without asking any questions. _____ stated that any payments she made to LUKENS occurred after _____ could no longer write such checks himself. _____ recalled that LUKENS did not come into the picture with HDI until the time frame when _____ could not write checks to politicians out of his personal or the HDI company account anymore.

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_____ was asked about the notation "personal loan" that she wrote on the above-stated \$1500 check to LUKENS. _____ recalled that she was told to put that notation on the check by either _____. _____ stated that she did not expect to be paid back by LUKENS as she had already been reimbursed by _____ through HDI. _____ advised that she did not receive any payments from LUKENS.

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_____ informed that after she wrote the \$1500 check payable to LUKENS, she gave the check to either _____. _____ She did not provide the check to LUKENS. _____ commented that she never saw LUKENS.

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_____ advised that she received a letter from LUKENS. One copy of the letter, which was dated May 9, 1990, is attached for incorporation herein. _____ stated that she thought the letter was funny. She showed the letter to _____ and the two of them laughed about it. _____ felt the letter was probably a

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WMFO 46A-WF-179870 SUB UU

Continuation of FD-302 of [REDACTED], On 8/30/95, Page 3

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form letter because of language where LUKENS refers to her as a "true friend." [REDACTED] stated that she never met LUKENS and was not friends with him. [REDACTED] knew LUKENS called the HDI office occasionally to talk to [REDACTED] recalled taking messages from LUKENS for [REDACTED]. However, she never had any kind of conversation with LUKENS. [REDACTED] thought that the May 9, 1990 letter was the only correspondence she received from LUKENS.

[REDACTED] thought she wrote the \$1500 check to LUKENS after she had moved to HDI's location in Forestville, Maryland, after HDI had lost a large Pentagon contract. [REDACTED] recalled that the big contract with the Pentagon was a term contract for asbestos removal and was HDI's only source of income at that time.

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[REDACTED] believed she possibly wrote additional checks to LUKENS at [REDACTED]'s direction. She also recalled writing a check to U.S. Congressman EDWARD FEIGHAN. [REDACTED] advised that she was always reimbursed for the checks she wrote to political figures at [REDACTED]'s direction. She stated that she always wrote herself reimbursement checks right away against the HDI account. [REDACTED] commented that she had no problems getting reimbursements from [REDACTED] for the checks she had written.

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[REDACTED] reiterated that she did not ask questions when [REDACTED] instructed her to write checks to LUKENS or other political figures. She again stated that she "didn't care" and was simply following the directions of her employer. [REDACTED] stated that she did not think she would get into any kind of trouble for writing the checks. She commented that, at the time she wrote the checks, she was younger and more naive. Additionally, [REDACTED] stated that [REDACTED] was a "hothead", and she did not want to arouse his temper by refusing to do what he asked her.

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[REDACTED] was asked whether [REDACTED] received any benefits in return for the payments he made or directed to be made to LUKENS and other politicians. [REDACTED] responded that LUKENS may have connected [REDACTED] with a SMALL BUSINESS ADMINISTRATION (SBA) representative who was able to overturn an unfavorable ruling against HDI. [REDACTED] also stated that, while [REDACTED] did not talk about his motivations for paying money to LUKENS and other political figures, she assumed he was getting something from them. She commented that [REDACTED] was not in the business of giving away money for no reason. To the contrary, [REDACTED] was always experiencing financial problems. [REDACTED]

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WMFO 46A-WF-179870 SUB UU

Continuation of FD-302 of [REDACTED], On 8/30/95, Page 4

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remembered HDI's checking account being overdrawn, and that HDI got to the point where its line of credit could no longer be used.

[REDACTED] advised that [REDACTED] wrote letters to Congressmen regarding HDI's loss of the big Pentagon contract. [REDACTED] was one of the Congressmen to whom [REDACTED] wrote.

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[REDACTED] informed that [REDACTED] was a former Congressman who served as a consultant to [REDACTED] and [REDACTED] were good friends and talked a lot. In addition to providing consulting services, [REDACTED] picked up and delivered checks for [REDACTED] and HDI like the one [REDACTED] wrote to LUKENS. [REDACTED] believed [REDACTED] met LUKENS through [REDACTED]

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[REDACTED] reiterated that she never met LUKENS. She stated that she does not even know what LUKENS looks like. [REDACTED] heard that LUKENS was charged with some type of sex offense.

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[REDACTED] advised that she testified before the Grand Jury in a previous criminal case against [REDACTED]. She thought her Grand Jury testimony occurred around 1991. [REDACTED] also testified at the trial of [REDACTED]. She commented that her testimony during the trial was a very stressful experience. [REDACTED] was afraid [REDACTED] would "come after her" in retaliation for her having testified against him.

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6-86 948
4-20 1990 58-424 049 560
PAY TO THE ORDER OF Donald Lukens \$ 1500.00
One Thousand Five Hundred dollars 00/100-DOLLARS
FIRST AMERICAN BANK
FIRST AMERICAN BANK OF VIRGINIA
MCLEAN, VIRGINIA 22102
MEMO Peland Loan
⑆05600424⑆ ⑆0000150000⑆

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D. E. Lukens
4725

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10. 10. 724

REG
FALCE
5/1/94

48056

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HOUSE OF REPRESENTATIVES
WASHINGTON, D. C. 20515

DONALD E. LUKENS
EIGHTH DISTRICT
OHIO

May 9, 1990




Dear 

In times of need it is good to know that I can count on my friends. You truly came through for me and I want you to know how much I appreciate it.

You are a true friend and I am thankful for that. Again, thank you, Jackie. My best to you always.

I am very grateful.

Sincerely,


Donald E. Lukens
Member of Congress

DEL/jlb

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40517022 D WD Q52

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 9/22/95

[redacted] residing at [redacted]
[redacted] telephone [redacted] was served with a copy
of trial subpoena commanding his appearance on October 10, 1995
at the United States District Court for the District of Columbia,
Washington, DC. [redacted] was served at his place of employment,
[redacted]
telephone [redacted]

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b7CInvestigation on 9/22/95 at Fairfield, OhioFile # 46A-WF-179870 SUB UU - 344by SA [redacted]:reh Date dictated 9/22/95b6
b7C

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 9/26/95

[redacted]
[redacted] telephone [redacted] was served with a copy
of trial subpoena commanding his appearance on October 10, 1995
at the United States District Court for the District of Columbia,
Washington, DC. Service was executed at [redacted]'s place of
employment, [redacted]
telephone [redacted]

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b7CInvestigation on 9/25/95 at [redacted]File # 46A-WF-179870 SUB UU - 345by SA [redacted]:reh Date dictated 9/26/95b6
b7C

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 9/22/95

[redacted]
[redacted] telephone [redacted] was served with a copy of trial subpoena commanding his appearance on October 10, 1995 at the United States District Court for the District of Columbia, Washington, DC.

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Investigation on 9/22/95 at [redacted]
File # 46A-WF-179870 SUB UU -346
by SA [redacted] reh Date dictated 9/22/95

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P-C-9

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 09/26/1995

To: ADIC, WMFO

Attn: SQUAD C-9, NVMRA

SA [REDACTED]

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From: SAC, CINCINNATI
MIDDLETOWN RA

Contact: SA [REDACTED]

Approved By: [REDACTED]

Drafted By: [REDACTED]

reh

Case ID #: 46A-WF-179870 SUB UU (Pending)

Title: BIG BOUNCE;
MAJOR CASE #55;
OO: WMFO.

ARMED AND DANGEROUS

Synopsis: Executed service of trial subpoenas for trial of former U.S. Congressman DONALD E. "BUZ" LUKENS by the Cincinnati Division.

Reference: WMFO EC TO CHICAGO, DATED 9/5/95. Serial 126

Enclosures: Enclosed for WMFO is an envelope containing six executed original trial subpoenas delivered to [REDACTED]

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[REDACTED] Also enclosed for WMFO are the original and one copy of three FD-302s documenting service to [REDACTED]

Details: During the period of 9/18-26/95, six trial subpoenas were delivered to the above identified witnesses by the Cincinnati Division.

The Middletown RA maintains the original and copy of a trial subpoena addressed to [REDACTED] This subpoena will not be delivered until such time as requested by WMFO.

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2 - WMFO (Encl. 12)

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-347

46A-WF-179870

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- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 10/31/95

[redacted] was telephonically contacted at his place of employment, SOUTHWESTERN COLLEGE OF BUSINESS (SCB), 9910 Princeton-Glendale Road, Cincinnati, Ohio, telephone number (513) 874-0432. [redacted] is the President and Owner of SCB. [redacted] has residences at [redacted] telephone number [redacted]

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[redacted] telephone number [redacted] is a white male, DOB: [redacted] SSAN: [redacted] s wife's name is [redacted] After being advised of the identity of the interviewing agent and the nature of the interview, [redacted] provided the following information:

[redacted] advised that he purchased SOUTHWESTERN COLLEGE OF BUSINESS (SCB) in 1978. In the early 1980's, he hired JOHN FITZPATRICK to work at SCB. FITZPATRICK worked at SCB's campus in Middletown, Ohio. [redacted] recalled that FITZPATRICK possibly started as a teacher at SCB. FITZPATRICK was later made the Director of Education for SCB's Middletown school. FITZPATRICK's responsibilities in that position included scheduling, dealing with student issues, and handling the teachers at SCB. FITZPATRICK was also responsible for overseeing the SCB records manager concerning attendance records for students at SCB. FITZPATRICK was responsible for ensuring that SCB's teachers posted daily attendance of students. [redacted] stated that FITZPATRICK would have worked in conjunction with SCB's records manager regarding student attendance matters. [redacted] informed that FITZPATRICK worked for SCB for about one and one-half years before he left abruptly.

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[redacted] advised the [redacted] came to SCB from SOUTHERN OHIO COLLEGE (SOC). [redacted] indicated that [redacted] was possibly involved in a lawsuit with SOC over the circumstances of his departure from the school. [redacted] advised that [redacted] served as the Admissions Director for SCB's school in Hamilton, Ohio. [redacted] was later put in charge of admissions at SCB's Middletown school. While he was involved with the Middletown school, [redacted] became "tight" with FITZPATRICK.

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Investigation on 8/10/95 at Falls Church, Virginia (telephonically)

File # 46A-WF-179870, Sub UU - 348

by SA [redacted] /CWS:wmn Date dictated 9/7/95

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46A-WF-179870, Sub UU

Continuation of FD-302 of [REDACTED]

, On 8/10/95, Page 2

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[REDACTED] stated that while employed together with SCB's Middletown school, [REDACTED] and FITZPATRICK engaged in various "shenanigans." [REDACTED] informed that [REDACTED] who was Vice President of Operations over [REDACTED] could provide additional details about the activities of [REDACTED] and FITZPATRICK. [REDACTED] currently works for SOUTHERN OHIO COLLEGE and can be reached at telephone number (606) 341-5627.

[REDACTED] stated that, while they were supposed to be working together for SCB, FITZPATRICK and [REDACTED] went out and looked for other trade schools to buy and set up on their own. [REDACTED] advised that FITZPATRICK and [REDACTED] made long distance telephone calls on SCB phone lines and during working hours at SCB as part of their efforts to locate and obtain other schools. [REDACTED] recalled that FITZPATRICK and [REDACTED] attempted to buy CAMPBELL COLLEGE (CC), a school in Cincinnati, Ohio, owned by an individual named [REDACTED] (phonetic), but the deal fell through. [REDACTED] and FITZPATRICK later teamed up with [REDACTED] to acquire a school of their own. [REDACTED] recalled that FITZPATRICK and the [REDACTED] obtained a security training school in Dayton, Ohio. After the acquisition of the school in Dayton, [REDACTED] left SCB. FITZPATRICK quit his position at SCB the day after [REDACTED] left. [REDACTED] commented that FITZPATRICK's leaving SCB without giving any notice left [REDACTED] "in the lurch."

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[REDACTED] advised that after FITZPATRICK left SCB, he (FITZPATRICK) filed a lawsuit against SCB. FITZPATRICK's attorney handling the suit was [REDACTED] recalled that FITZPATRICK claimed he was owed bonuses on commissions based on numbers of students retained at SCB's Middletown school. [REDACTED] explained that, at that time, there were no prohibitions against paying bonuses for retention of students by schools. FITZPATRICK had an agreement with SCB whereby he would receive bonus money based on numbers of students, and he always tried to maximize his bonuses. According to [REDACTED]'s recollection, the issue which led to FITZPATRICK's lawsuit involved a disagreement between FITZPATRICK and [REDACTED] as to how many students attended SCB's Middletown school during a period of FITZPATRICK's employment there. [REDACTED] recalled that the amount of money in question was about \$2,000. [REDACTED] believed that FITZPATRICK and [REDACTED] entered into an "internal deal" whereby they falsely inflated the numbers of students at SCB's Middletown campus. [REDACTED] backed up FITZPATRICK's version of the numbers of students. [REDACTED] stated that SCB could not disprove FITZPATRICK's assertions concerning numbers of students. As a result, SCB lost the case and had to pay the money FITZPATRICK

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46A-WF-179870, Sub UU

Continuation of FD-302 of [REDACTED], On 8/10/95, Page 3

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claimed he was owed. [REDACTED] mentioned that he thought [REDACTED] knew the judge handling the court case, and this might have contributed to SCB's defeat. [REDACTED] commented that he and [REDACTED] suspected that FITZPATRICK and [REDACTED] concocted the above stated plan to obtain additional bonus money for FITZPATRICK to be used to help finance their efforts to acquire trade schools on their own.

[REDACTED] informed that [REDACTED] was the Records Manager for SCB's Middletown campus during the time FITZPATRICK was employed there. [REDACTED] stated that, despite the fact that FITZPATRICK was married, FITZPATRICK was having an affair with [REDACTED] advised that [REDACTED] as the Records Manager, had control of SCB's student attendance records. Thus, she was in a position to alter or create attendance records to support FITZPATRICK's claims concerning numbers of students. [REDACTED] commented that FITZPATRICK "would have done anything to make his bonus number." [REDACTED] stated that FITZPATRICK was always asking him for pay raises.

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[REDACTED] advised that the lawsuit brought by FITZPATRICK against SCB was filed in a court in Middletown, Ohio. The name of the lawsuit was JOHN FITZPATRICK v. SOUTHWESTERN COLLEGE OF BUSINESS. [REDACTED] estimated that FITZPATRICK filed the lawsuit about a year after he left SCB.

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[REDACTED] stated that, after FITZPATRICK left SCB, he (FITZPATRICK) bought the building in which SCB was located. FITZPATRICK immediately evicted SCB from the building. [REDACTED] served the legal papers on SCB the day after FITZPATRICK purchased the building. FITZPATRICK made SCB move out of the building overnight. [REDACTED] advised that the owner of the building had contacted him to see if he wanted to buy the building. [REDACTED] was not interested in purchasing the building. The owner then sold it to FITZPATRICK. [REDACTED] commented that FITZPATRICK bought the building and evicted SCB out of spite.

[REDACTED] advised that FITZPATRICK and [REDACTED] located one of their trade schools, which were called CAMBRIDGE TECHNICAL INSTITUTE (CTI), catty-corner to one of SCB's schools. [REDACTED] commented that it was not enough for FITZPATRICK to sue SCB, win the case, and receive his money. FITZPATRICK had to get further revenge by buying the building SCB was in and evicting SCB. FITZPATRICK then wanted to put SCB out of business and adsorb SCB's students.

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46A-WF-179870, Sub UU

Continuation of FD-302 of [REDACTED], On 8/10/95, Page 4

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[REDACTED] commented that CTI used underhanded tactics to recruit students to CTI's schools. [REDACTED] stated that CTI would have recruiters stand at welfare lines and street corners and pass out flyers attempting to get people from those locations to enroll at CTI. [REDACTED] commented that the CTI recruiters were "selling money," or giving prospective students the impression that they would be paid to go to school at CTI. Once enrolled, CTI could collect financial aid funds on those students. [REDACTED] stated that he knew something was amiss when CTI would open a school and have 200 students signed up by the next day. [REDACTED] stated that he provided testimony to officials with the State of Ohio regarding what he believed to be improprieties at CTI. [REDACTED] commented that FITZPATRICK and [REDACTED] "just didn't want to do it right" from the beginning of their operation of CTI.

[REDACTED] was questioned about allegations that SCB personnel changed student files and records or created fictitious records in defiance to a subpoena directed to SCB to produce such documents and records. [REDACTED] denied that he or [REDACTED] ever instructed anyone to alter or falsify SCB records. [REDACTED] confirmed that he did receive a subpoena for records of SCB's Dayton school. [REDACTED] recalled that SCB shipped numerous records to the FEDERAL BUREAU OF INVESTIGATION (FBI) Office in Dayton, Ohio. After a period of time, the records were returned by the FBI to SCB. [REDACTED] denied that SCB was engaged in any improper conduct that warranted SCB being the subject of an FBI investigation. [REDACTED] felt that a disgruntled employee at SCB's Lockland location had attempted to turn in SCB to the authorities. The employee [REDACTED] suspected was a registrar and was about to be arrested for a drug offense. [REDACTED] commented that he thought the employee was attempting to use SCB as a "scapegoat" to help her situation.

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[REDACTED] was asked about allegations made against him and SCB by JOHN FITZPATRICK during an interview FITZPATRICK had with the FBI in 1983. Specifically, [REDACTED] was asked whether SCB records were altered or falsely created before being provided to the FBI pursuant to the above-stated subpoena. [REDACTED] stated that SCB "audited" the files that were subpoenaed before providing them to the FBI. He commented that, before records were shipped to the FBI, each SCB school was directed to inventory its records, primarily to make sure an education and financial aid file existed for each student. [REDACTED] advised that employees of SCB had to work some late nights inventorying files and records to get them ready to produce pursuant to the subpoena.

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46A-WF-179870, Sub UU

Continuation of FD-302 of [REDACTED], On 8/10/95, Page 5

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[REDACTED] stated that, in the process of "auditing" the records to be produced for the subpoena, corrections were made in instances where mistakes were noted during the records review. [REDACTED] also stated that, if certain records were missing, they would be created and placed in the files if they could be legitimately reconstructed from supporting documents. For example, if a student's file was missing an attendance card and a teacher's grade book was available to verify the student's attendance, an attendance card would be created and placed in the student's file. [REDACTED] maintained that, while someone outside of SCB might have perceived what was going on as records tampering, any recreation of student attendance cards was legitimate. [REDACTED] stated that SCB today will attempt to recreate missing records if the needed information can be obtained from an accurate source.

[REDACTED] claimed, that to his knowledge, the falsification of records at SCB did not occur. [REDACTED] said that he and [REDACTED] did not direct FITZPATRICK to falsify records. To the contrary, [REDACTED] indicated that he would have taken punitive action against FITZPATRICK had he discovered that FITZPATRICK was engaged in such conduct. [REDACTED] suggested that FITZPATRICK's allegations against [REDACTED] and SCB may have coincided with FITZPATRICK's lawsuit against SCB and his determination to get back at SCB. [REDACTED] stated that, during the dispute over the bonuses FITZPATRICK claimed he was owed, FITZPATRICK put the word out that if SCB did not pay him his money, he was going to "get" SCB. [REDACTED] also mentioned that FITZPATRICK hated [REDACTED]. [REDACTED] commented that FITZPATRICK probably went to the FBI "out of spite" against SCB, [REDACTED] regarding the lawsuit.

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Concerning FITZPATRICK's allegation that SCB employees would travel to SCB's Kettering, Ohio, location at night for the purpose of altering records and creating false documents, [REDACTED] confirmed that SCB did have a school in Kettering. However, he had no recollection of employees going there to work on records.

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Regarding FITZPATRICK's allegation that fictitious student attendance cards were created for the purpose of showing attendance for people who were not in school, [REDACTED] said his only explanation was that FITZPATRICK and [REDACTED] falsely created such records to enable FITZPATRICK to receive bonuses to which he was not entitled. [REDACTED] had no knowledge of [REDACTED]'s present whereabouts. He advised that she only worked for SCB for a short period of time.

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46A-WF-179870, Sub UU

Continuation of FD-302 of [REDACTED], On 8/10/95, Page 6

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[REDACTED] advised that [REDACTED] has worked for him off and on since 1978. At one point, she got out of the trade school business. FITZPATRICK and [REDACTED] then hired her to work for them to "bring in bodies" to CTI. Thus, [REDACTED] is familiar with the recruiting tactics used by FITZPATRICK and [REDACTED] at CTI. [REDACTED] recently heard that [REDACTED] had "ratted" on FITZPATRICK concerning a situation involving tampering the records.

[REDACTED] informed that [REDACTED] was the landlord of the property where CTI had its last known address. [REDACTED] said that FITZPATRICK and CTI left abruptly owing money to [REDACTED]. [REDACTED] also indicated that, when CTI vacated the property, they took with them things that belonged to him.

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[REDACTED] advised that FITZPATRICK worked at ARMCO STEEL before coming to SCB. FITZPATRICK was apparently laid off by ARMCO.

[REDACTED] informed that [REDACTED] was the Director of Education for SCB's Dayton school many years ago. [REDACTED] thought [REDACTED] may currently reside in the Dayton area.

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[REDACTED] advised that [REDACTED] worked for SCB until a few years ago. He believed she may presently be in the Dayton area.

[REDACTED] [REDACTED] had no idea of the present whereabouts of [REDACTED]

[REDACTED] stated that he has no current relationship or contact with FITZPATRICK. [REDACTED] stated that his last dealings with FITZPATRICK occurred when FITZPATRICK bought the building and immediately evicted SCB.

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FBI

TRANSMIT VIA:

☐ Teletype
☐ Facsimile
☒ AIRTEL

PRECEDENCE:

☐ Immediate
☐ Priority
☐ Routine

CLASSIFICATION:

☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ UNCLAS E F T O
☐ UNCLAS

Date 9/7/94

TO : SAC, WMFO (46A-WF-179870 SUB UU)

FROM : SAC, CINCINNATI (46A-WF-179870) (MRA) (P)

SUBJECT : BIG BOUNCE;
 MAJOR CASE #55;
 OO:WMFO

ARMED AND DANGEROUS - SUBJECT CARRIES A HANDGUN

Enclosed for WMFO are 6 - 3 3/4" computer floppy discs packaged in 3 floppy disc mailers; each disc is accompanied by a directory.

The Cincinnati Division copied the information originally contained on 9 - 5 1/4" computer floppy discs obtained from [redacted] on 8/3/94. On these copies, the Cincinnati Division has also converted the data from the PFS format into the DBF (Database IV) format.

According to [redacted] these discs contain CAMBRIDGE TECHNICAL INSTITUTE records.

UCFN	<input checked="" type="checkbox"/> Pos	<input type="checkbox"/> Neg	_____
GENERAL INDEX			
<input type="checkbox"/> Automated Search	_____		
WF:	<input type="checkbox"/> Pos	<input type="checkbox"/> Neg	AX: <input type="checkbox"/> Pos <input type="checkbox"/> Neg
<input type="checkbox"/> Manual Search	_____		
WF:	<input type="checkbox"/> Pos	<input type="checkbox"/> Neg	AX: <input type="checkbox"/> Pos <input type="checkbox"/> Neg

② - WMFO (Encl. 6) not
 2 - Cincinnati
 REH:reh
 (4)

Verify

46A-WF-179870 SUB UU-349

SEARCHED ☒ INDEXED ☒
 SEP 14 1994

Approved: 

Transmitted _____

(Number) (Time)

Per _____

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b7c

United States District Court

FOR THE

DISTRICT OF

COLUMBIA

UNITED STATES OF AMERICA

v.

DONALD E. LUKENS

SUBPOENA IN A CRIMINAL CASE

CASE NUMBER: 95-0041 GK

TO:

State Board of Proprietary School Registration
35 East Gay Street
Suite 403
Columbus, Ohio 43266

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☐ YOU ARE COMMANDED to appear in the United States District Court at the place, date, and time specified below to testify in the above case.

PLACE	United States District Court House Third and Constitution Avenues, N.W. Washington, D.C. 20530	COURTROOM Courtroom 19 Sixth Floor
		DATE AND TIME Tuesday, October 10, 1995 9:00 am

☐ YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):

Please contact the prosecutor's office at (202) 616-2300 to ascertain the date of your appearance and to receive instructions regarding travel arrangements for your appearance.

46A-WF-179870-114-
350



CLERK OF COURT

WANDA MAYER-WHITTINGTON

Deputy Clerk:

DATE

August 22, 1995

ATTORNEY NAME, ADDRESS, AND PHONE NUMBER

William J. Corcoran, Senior Counsel
U.S. Department of Justice, House Bank Task Force Room 2
Washington, D.C. 20530 (202) 616-2300

PROOF OF SERVICE

RECEIVED BY SERVER	DATE 9/15/95	PLACE Columbus, Ohio
SERVED	DATE 9/18/95	PLACE Columbus, Ohio
SERVED ON (PRINT NAME) <div></div>		FEES AND MILEAGE TENDERED TO WITNESS <input type="checkbox"/> YES <input type="checkbox"/> NO AMOUNT \$
SERVED BY (PRINT NAME) <div></div>		TITLE Special Agent
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.</p>		
Executed on	9/18/95 Date	<div></div> Signature of Server
		FBI Columbus, Ohio Address of Server
ADDITIONAL INFORMATION		

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United States District Court

FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA
v.

SUBPOENA IN A CRIMINAL CASE

DONALD E. LUKENS

CASE NUMBER: 95-0041 GK

TO:



State Board of Proprietary School Registration
35 East Gay Street
Suite 403
Columbus, Ohio 43215

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b7C

☐ YOU ARE COMMANDED to appear in the United States District Court at the place, date, and time specified below to testify in the above case.

PLACE

United States District Court House
Third and Constitution Avenues, N.W.
Washington, D.C. 20530

COURTROOM
Courtroom 19
Sixth Floor

DATE AND TIME

Tuesday, October 10, 1995
9:00 am

☐ YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):

Please contact the prosecutor's office at (202) 616-2300 to ascertain the date of your appearance and to receive instructions regarding travel arrangements for your appearance.

*46A-WF-179870-111-
351*



CLERK OF COURT
WANDA MAYER-WHITTINGTON

DATE

August 22, 1995

ATTORNEY NAME AND PHONE NUMBER

Hilton MC
William J. Corcoran, Senior Counsel
U.S. Department of Justice, House Bank Task Force Room 221
Washington, D.C. 20530 (202) 616-2300

PROOF OF SERVICE		
RECEIVED BY SERVER	DATE 9/15/95	PLACE Columbus, Ohio
SERVED	DATE 9/18/95	PLACE Columbus, Ohio
SERVED ON (PRINT NAME) <div></div>		FEEES AND MILEAGE TENDERED TO WITNESS <input type="checkbox"/> YES <input type="checkbox"/> NO AMOUNT \$ _____
SERVED BY (PRINT NAME) <div></div>		TITLE Special Agent.
DECLARATION OF SERVER		
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.		
Executed on	9/18/95 Date	<div></div> Signature of Server
		FBI Columbus, Ohio Address of Server
ADDITIONAL INFORMATION		
<div></div>		

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FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 09/20/1995

To: WMFO ✓

From: Cincinnati

Squad 7, CRA

Contact: SA [redacted]

Approved By: [redacted]

Drafted By: [redacted] dlt

Case ID #: 46A-WF-179870 Sub UU

Title: BIG BOUNCE;
MAJOR CASE #55;
FORMER U.S. CONGRESSMAN DONALD E. "BUZ" LUKENS

ARMED AND DANGEROUS

Synopsis: Service of trial subpoenas for trial of former U.S. Congressman Donald E. "Buz" Lukens; trial date 10/10/1995

Enclosures: Two (2) executed trial subpoenas served on [redacted]

Details: For the information of WMFO, [redacted] were served with trial subpoenas by SA [redacted] on 09/18/1995 at their place of employment, the State Board of Proprietary School Registration, 35 East Gay St., Suite 403, Columbus, Ohio 43215. Both indicated they would telephonically contact the U.S. Attorney's Office, Washington, D.C., to receive further instructions as to when to appear in the aforementioned proceedings.

♦♦

UCSN	<input checked="" type="checkbox"/> Pos	<input type="checkbox"/> Neg
ORIGINAL INDEXES:		
<input type="checkbox"/> Manual Search		
WR: <input type="checkbox"/> Pos <input type="checkbox"/> Neg	AD: <input type="checkbox"/> Pos <input type="checkbox"/> Neg	
<input type="checkbox"/> Manual Search		
WR: <input type="checkbox"/> Pos <input type="checkbox"/> Neg	AD: <input type="checkbox"/> Pos <input type="checkbox"/> Neg	1

46A-WF-179870 SUB UU
-352
OCT 10 1995

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 9/22/95

[redacted] residing at [redacted]
[redacted] telephone [redacted] was served with a copy
of trial subpoena commanding his appearance on October 10, 1995
at the United States District Court for the District of Columbia,
Washington, DC. [redacted] was served at his place of employment,
MASS MARKETING, INC., 7209 Dixie Highway, Fairfield Ohio,
telephone (800)837-1379.

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Investigation on 9/22/95 at Fairfield, Ohio

File # 46A-WF-179870 SUB UUby SA [redacted]:rehDate dictated [redacted]*46A-WF-179870 UU-353*b6
b7C

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 9/22/95

[redacted]
Ohio, telephone [redacted] was served with a copy of trial subpoena commanding his appearance on October 10, 1995 at the United States District Court for the District of Columbia, Washington, DC.

b6
b7CInvestigation on 9/22/95 at [redacted] OhioFile # 46A-WF-179870 SUB UUby SA [redacted] rehDate dictated 9

46A-WF-179870 Sub UU-
mp gr 354

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- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 9/26/95

[redacted]
[redacted] telephone [redacted] was served with a copy of trial subpoena commanding his appearance on October 10, 1995 at the United States District Court for the District of Columbia, Washington, DC. Service was executed at [redacted]'s place of employment, BAILEY & ASSOCIATES, 1502 Peck Boulevard, Hamilton, telephone (513)867-1050.

b6
b7CInvestigation on 9/25/95 at [redacted]File # 46A-WF-179870 SUB UU

by SA [redacted] reh

Date dictated [redacted]

*46A-WF-179870 UU-355*b6
b7C

United States District Court

FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA

V.

DONALD E. LUKENS

SUBPOENA IN A CRIMINAL CASE

CASE NUMBER: 95-0041 GK

TO:

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☐ YOU ARE COMMANDED to appear in the United States District Court at the place, date, and time specified below to testify in the above case.

PLACE

United States District Court House
Third and Constitution Avenues, N.W.
Washington, D.C. 20530

COURTROOM
Courtroom 19
Sixth Floor

DATE AND TIME
Tuesday, October 10, 1995
9:00 am

☐ YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):

Please contact the prosecutor's office at (202) 616-2300 to ascertain the date of your appearance and to receive instructions regarding travel arrangements for your appearance.



MAGISTRATE OR CLERK OF COURT
THOMAS MAYER WHITTINGTON

Deputy Clerk:

DATE

August 23, 1995

ATTORNEY NAME AND PHONE NUMBER:

William J. Corcoran, Senior Counsel
U.S. Department of Justice, House Bank Task Force Room 221
Washington, D.C. 20530 (202) 616-2300

44A-WF-179870-UCU-356

PROOF OF SERVICE			
RECEIVED BY SERVER	DATE 9/15/95	PLACE Cincinnati, Ohio	
SERVED	DATE 9/20/95	PLACE Cincinnati, Ohio	
SERVED ON (PRINT NAME) [Redacted] c FBI Office		FEES AND MILEAGE TENDERED TO WITNESS <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO AMOUNT \$ _____	
SERVED BY (PRINT NAME) [Redacted]		TITLE Special Agent, FBI	
DECLARATION OF SERVER			
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.			
Executed on 9/20/95 Date		[Signature] Signature	
Room 9023, 550 Main Street, (Cincinnati) OH 45202 Address of Server			
ADDITIONAL INFORMATION			

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United States District Court

FOR THE

DISTRICT OF

COLUMBIA

UNITED STATES OF AMERICA

v.

SUBPOENA IN A CRIMINAL CASE

DONALD E. LUKENS

CASE NUMBER: 95-0041 GK

TO:



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b7C

☐ YOU ARE COMMANDED to appear in the United States District Court at the place, date, and time specified below to testify in the above case.

PLACE

United States District Court House
Third and Constitution Avenues, N.W.
Washington, D.C. 20530

COURTROOM

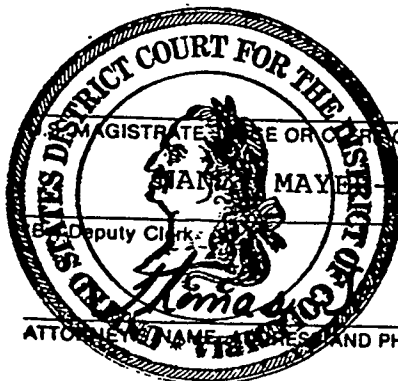
Courtroom 19
Sixth Floor

DATE AND TIME

Tuesday, October 10, 1995
9:00 am

☐ YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):

Please contact the prosecutor's office at (202) 616-2300 to ascertain the date of your appearance and to receive instructions regarding travel arrangements for your appearance.



MAGISTRATE JUDGE OR CLERK OF COURT

WANDA MAYER-WHITTINGTON

Deputy Clerk

DATE

46A-WF-179870 CU-357
August 17, 1995

ATTORNEY NAME, ADDRESS AND PHONE NUMBER:

William J. Corcoran, Senior Counsel
U.S. Department of Justice, House Bank Task Force Room 22
Washington, D.C. 20530 (202) 616-2300

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United States District Court

FOR THE

DISTRICT OF

COLUMBIA

UNITED STATES OF AMERICA

V.

DONALD E. LUKENS

SUBPOENA IN A CRIMINAL CASE

CASE NUMBER: 95-0041 GK

TO:

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b7C

☐ YOU ARE COMMANDED to appear in the United States District Court at the place, date, and time specified below to testify in the above case.

PLACE

United States District Court House
Third and Constitution Avenues, N.W.
Washington, D.C. 20530

COURTROOM
Courtroom 19
Sixth Floor

DATE AND TIME

Tuesday, October 10, 1995
9:00 am

☐ YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):

Please contact the prosecutor's office at (202) 616-2300 to ascertain the date of your appearance and to receive instructions regarding travel arrangements for your appearance.



MAGISTRATE JUDGE OR CLERK OF COURT

NAME: MAYER WHITTINGTON

Deputy Clerk:

DATE

August 17, 1995

ATTORNEY NAME, ADDRESS, AND PHONE NUMBER:

William J. Corcoran, Senior Counsel
U.S. Department of Justice, House Bank Task Force Room 22
Washington, D.C. 20530 (202) 616-2300

PROOF OF SERVICE		
RECEIVED BY SERVER	DATE 9/15/95	PLACE Cincinnati, Ohio
SERVED	DATE 9/18/95	PLACE Wyoming, Ohio
SERVED ON (PRINT NAME) <div style="border: 1px solid black; height: 40px; width: 100%;"></div>		FEE AND MILEAGE TENDERED TO WITNESS <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO AMOUNT \$ _____
SERVED BY (PRINT NAME) <div style="border: 1px solid black; height: 30px; width: 100%;"></div>		TITLE Special Agent, FBI
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.</p> <p>Executed on <u>9/18/95</u> <u>DA</u> Date Signature</p> <p style="text-align: right;"><u>Room 9023, 550 Main St, Cincinnati, Ohio 45202</u> Address of Server</p>		
ADDITIONAL INFORMATION		

b6
b7C

United States District Court

FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA

V.

DONALD E. LUKENS

SUBPOENA IN A CRIMINAL CASE

CASE NUMBER: 95-0041 GK

TO:



b6
b7C

☐ YOU ARE COMMANDED to appear in the United States District Court at the place, date, and time specified below to testify in the above case.

PLACE

United States District Court House
Third and Constitution Avenues, N.W.
Washington, D.C. 20530

COURTROOM
Courtroom 19
Sixth Floor

DATE AND TIME

Tuesday, October 10, 1995
9:00 am

☐ YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):

Please contact the prosecutor's office at (202) 616-2300 to ascertain the date of your appearance and to receive instructions regarding travel arrangements for your appearance.



CLERK OF COURT

HANNAH MAYBERRY WHITTINGTON

Deputy Clerk:

Thomas

ATTORNEY NAME AND PHONE NUMBER:

William J. Corcoran, Senior Counsel

U.S. Department of Justice, House Bank Task Force Room 221
Washington, D.C. 20530 (202) 616-2300

DATE

August 22, 1995

46A-WF-179870 UU-359

[Handwritten signature]

PROOF OF SERVICE		
RECEIVED BY SERVER	DATE 9/19/95	PLACE FBI, Middletown, OH
SERVED	DATE 9/22/95	PLACE Mass Marketing Inc 7209 Dixie Highway, Fairfield, OH
SERVED ON (PRINT NAME) <div></div>		FEEES AND MILEAGE TENDERED TO WITNESS <input type="checkbox"/> YES <input type="checkbox"/> NO AMOUNT \$ _____
SERVED BY (PRINT NAME) <div></div>		TITLE Special Agent, FBI
DECLARATION OF SERVER		
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.		
Executed on 9/22/95 Date		SA <div></div> Signature of Server
		FBI, Middletown, OH Address of Server
ADDITIONAL INFORMATION		

b6
b7c

United States District Court

FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA

V.

DONALD E. LUKENS

SUBPOENA IN A CRIMINAL CASE

CASE NUMBER: 95-0041 GK

TO:



b6
b7C

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PLACE United States District Court House
Third and Constitution Avenues, N.W.
Washington, D.C. 20530

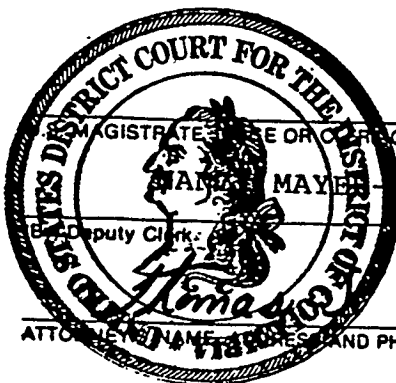
COURTROOM
Courtroom 19
Sixth Floor

DATE AND TIME
Tuesday, October 10, 1995
9:00 am

☐ YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):

Please contact the prosecutor's office at (202) 616-2300 to ascertain the date of your appearance and to receive instructions regarding travel arrangements for your appearance.

46A-WF-179870 44-360
[Handwritten initials]



MAGISTRATE JUDGE OR CLERK OF COURT
NAME MAYER WHITTINGTON

DATE
August 22, 1995

Deputy Clerk: *[Signature]*
ATTORNEY NAME AND PHONE NUMBER: William J. Corcoran, Senior Counsel
U.S. Department of Justice, House Bank Task Force Room 22
Washington, D.C. 20530 (202) 616-2300

PROOF OF SERVICE		
RECEIVED BY SERVER	DATE 9/19/95	PLACE FBI Middletown, OHIO
SERVED	DATE 9/22/95	PLACE 6501 Germantown Road, Lot 6 Middletown, OH
SERVED ON (PRINT NAME) <div></div>		FEES AND MILEAGE TENDERED TO WITNESS <input type="checkbox"/> YES <input type="checkbox"/> NO AMOUNT \$ _____
SERVED BY (PRINT NAME) SA <div></div>		TITLE Special Agent, FBI
DECLARATION OF SERVER		
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.		
Executed on 9/22/95 Date		SA <div></div> Signature of Server
FBI, Middletown, Ohio Address of Server		
ADDITIONAL INFORMATION		

b6
b7C

United States District Court

FOR THE

DISTRICT OF

COLUMBIA

UNITED STATES OF AMERICA

V.

DONALD E. LUKENS

SUBPOENA IN A CRIMINAL CASE

CASE NUMBER: 95-0041 GK

TO:

b6
b7C

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PLACE

United States District Court House
Third and Constitution Avenues, N.W.
Washington, D.C. 20530

COURTROOM

Courtroom 19
Sixth Floor

DATE AND TIME

Tuesday, October 10, 1995
9:00 am

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Please contact the prosecutor's office at (202) 616-2300 to ascertain the date of your appearance and to receive instructions regarding travel arrangements for your appearance.



MAGISTRATES CLERK OF COURT

WILLIAM J. CORCORAN

Deputy Clerk

DATE

August 23, 1995

ATTORNEY NAME, ADDRESS AND PHONE NUMBER:

William J. Corcoran, Senior Counsel
U.S. Department of Justice, House Bank Task Force Room 22
Washington, D.C. 20530 (202) 616-2300

46A-WF-179870-111
JF JF -361

PROOF OF SERVICE		
RECEIVED BY SERVER	DATE 9/19/95	PLACE FBI Middletown, OH
SERVED	DATE 9/25/95	PLACE Bailey & Associates 1502 Peck Blvd., Hamilton, OH
SERVED ON (PRINT NAME) <div></div>		FEEES AND MILEAGE TENDERED TO WITNESS <input type="checkbox"/> YES <input type="checkbox"/> NO AMOUNT \$ _____
SERVED BY (PRINT NAME) <div></div>		TITLE Special Agent, FBI
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.</p> <p>Executed on <u>9/25/95</u> <div></div> Date Signature of Server</p> <p><u>FBI, Middletown, OH 10</u> Address of Server</p>		
ADDITIONAL INFORMATION		

b6
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- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 10/2/95

[redacted] black male, DOB [redacted] SSAN [redacted] [redacted] was interviewed at the HAMILTON COUNTY PROSECUTING ATTORNEY'S OFFICE, 1000 Main Street, Room 411, Cincinnati, Ohio. After being apprised of the identity of the interviewing Agent and the nature of the interview, [redacted] provided the following information:

[redacted] advised that he had witnessed a conversation between JOHN FITZPATRICK and [redacted] which was relevant to the murder of [redacted] [redacted] described the details of the conversation. [redacted] stated that the conversation took place the day before [redacted] was killed. [redacted] and other employees of CAMBRIDGE TECHNICAL INSTITUTE (CTI) were at CTI's location in Middletown, Ohio. They were in the process of moving CTI's school to another building in Middletown. [redacted] stated that the conversation between [redacted] occurred on Saturday afternoon on the day before [redacted] was killed on Sunday.

[redacted] stated that he was passing by the Middletown school's office when he heard [redacted] inside talking. The door to the office was not closed all the way. [redacted] stopped outside to listen to what [redacted] were saying. They did not know he was listening outside the door. [redacted] mentioned that he sometimes eavesdropped on conversations of others around CTI when such opportunities presented themselves. [redacted] heard JOHN FITZPATRICK talking about a building in Dayton, Ohio. [redacted] described the building as an "architecture building" in Dayton. According to JOHN FITZPATRICK, [redacted] wanted to sell the building. JOHN FITZPATRICK said he did not want to sell the building. JOHN FITZPATRICK indicated that [redacted] needed money to pay off gambling debts, and that was his [redacted]'s motivation for selling the building. JOHN FITZPATRICK continued to talk about [redacted]'s gambling and how much money he owed to people. JOHN FITZPATRICK told [redacted] that he was tired of [redacted] losing so much money gambling. JOHN FITZPATRICK said something to the effect that [redacted] could not keep losing that much money. [redacted] stated that JOHN FITZPATRICK then asked [redacted]

Investigation on 9/26/95 at Cincinnati, Ohio

File # 46A-WF-179870, SUB UU -362

by SA [redacted] Date dictated 9/28/95

46A-WF-179870, SUB UU

Continuation of FD-302 of [REDACTED], On 9/26/95, Page 2

b6
b7C

[REDACTED] if he had everything set up for [REDACTED]'s demise." [REDACTED] responded by saying something like, "It's taken care of. Don't worry." [REDACTED] recalled that JOHN FITZPATRICK then said, "I'm going to make the call." [REDACTED] said "O.K." At that point, [REDACTED] left. [REDACTED] stated that, to his knowledge, [REDACTED] did not know that he had overheard their conversation.

[REDACTED] stated that WHITESELL was murdered the day after he [REDACTED] overheard the above-stated conversation between [REDACTED] and [REDACTED] believed [REDACTED] were involved in WHITESELL's murder. Afterward, [REDACTED] realized that the call JOHN FITZPATRICK said he would make was probably a call to lure WHITESELL to the site where he was murdered.

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[REDACTED] advised that JOHN FITZPATRICK and WHITESELL were paranoid that some entity had bugged their offices and/or telephone lines. When JOHN FITZPATRICK and WHITESELL wanted to have a private conversation, they would go outside. They often communicated via pay phones.

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[REDACTED] advised that JOHN FITZPATRICK and WHITESELL kept him close to them. [REDACTED] and WHITESELL kept [REDACTED] close because they wanted to "keep him quiet" concerning his knowledge of improprieties at CTI. [REDACTED] mentioned that he once received a \$2000 Christmas present from WHITESELL.

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Regarding the above-stated conversation [REDACTED] overheard between [REDACTED] [REDACTED] stated that there was no one else in the room with [REDACTED] was the only person to overhear the conversation. [REDACTED] thought he was the only other CTI employee around the Middletown school at that time. [REDACTED] recalled that all of the other CTI employees had left to take loads of furniture, boxes, and other similar things to CTI's new location in Middletown.

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[REDACTED] stated that he knew [REDACTED] were serious when they talked about [REDACTED]'s demise." It did not totally surprise him when he learned that WHITESELL had been murdered.

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[REDACTED] stated that he did not go to the police with his information about the conversation he overheard between [REDACTED] and [REDACTED] because he "didn't want to die." [REDACTED] commented that he was scared of [REDACTED] He felt they would retaliate against him if he went to law enforcement authorities with his information. [REDACTED] advised that

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46A-WF-179870, SUB UU

Continuation of FD-302 of [REDACTED], On 9/26/95, Page 3 b6 b7C

FITZPATRICK used to carry a .38 calibre handgun in his briefcase.

[REDACTED] advised that JOHN FITZPATRICK recently tried to contact him. FITZPATRICK "put the word out" for [REDACTED] to call him. [REDACTED] believes that, if he contacted FITZPATRICK, FITZPATRICK would offer him money.

[REDACTED] stated that he would be willing to take a polygraph examination regarding the information he provided concerning the murder of WHITESELL.

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 09/28/1995

[redacted] South
Carolina, was served with a subpoena in a criminal case, case
number 95-0041 GK, issued by the United States District Court,
for the District of Columbia.

b6
b7CInvestigation on 09/27/1995 at [redacted] South CarolinaFile # 46A-WF-179870-uu-363by SA [redacted] :maw Date dictated 09/28/1995b6
b7C

United States District Court

FOR THE

DISTRICT OF

COLUMBIA

UNITED STATES OF AMERICA

v.

DONALD E. LUKENS

SUBPOENA IN A CRIMINAL CASE

CASE NUMBER: 95-0041 GK

TO:

b6
b7C

☐ YOU ARE COMMANDED to appear in the United States District Court at the place, date, and time specified below to testify in the above case.

PLACE

United States District Court House
Third and Constitution Avenues, N.W.
Washington, D.C. 20530

COURTROOM

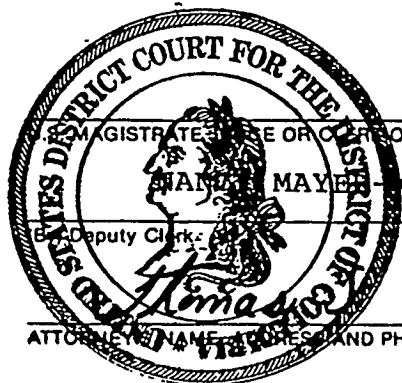
Courtroom 19
Sixth Floor

DATE AND TIME

Tuesday, October 10, 1995
9:00 am

☐ YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):

Please contact the prosecutor's office at (202) 616-2300 to ascertain the date of your appearance and to receive instructions regarding travel arrangements for your appearance.



CLERK OF COURT

WILLIAM J. CORCORAN

Deputy Clerk:

DATE

August 23, 1995

ATTORNEY'S NAME, ADDRESS, AND PHONE NUMBER:

William J. Corcoran, Senior Counsel

U.S. Department of Justice, House Bank Task Force Room 221
Washington, D.C. 20530 (202) 616-2300

46A-WF-179870-LL-364

PROOF OF SERVICE		
RECEIVED BY SERVER	DATE 9/26/95	PLACE Greenville, SC
SERVED	DATE 9/27/95	PLACE Greenville, SC
SERVED ON (PRINT NAME) <div></div>		FEE AND MILEAGE TENDERED TO WITNESS <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO AMOUNT \$ _____
SERVED BY (PRINT NAME) <div></div>		TITLE SA, FBI
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of</p> <p>Executed on <u>9/27/95</u> <div></div></p> <p><small>Date</small> <small>Signature of Server</small></p> <p><u>FBI, Greenville, S.C.</u></p> <p><small>Address of Server</small></p>		
ADDITIONAL INFORMATION		

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FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 09/28/1995

To: Washington Metropolitan Field Office **Attn:** NVMRA

From: Columbia

Squad 7 / Greenville RA

Contact: [redacted] 803/232-3807

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cd
Approved By: [redacted]

Drafted By: [redacted]

:maw

File Number(s): 46A-WF-179870 SUB UU (Referred Upon Completion)

Title: BIG BOUNCE;
MAJOR CASE 55;

FORMER U.S. CONGRESSMAN DONALD E. "BUZ" LUKENS

ARMED AND DANGEROUS

Synopsis: Trial subpoena served on [redacted]

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Reference: WMFO e.c. to Columbia dated 09/05/1995.

Enclosures: The original U.S. District Court subpoena in a criminal case reflecting service at [redacted] South Carolina. The original and one copy of FD-302 reflecting subpoena service.

Details: On 09/27/1995, [redacted]
[redacted] South Carolina, was served with a U.S. District Court subpoena in captioned matter.

Columbia is considering this matter referred upon completion.

♦♦

46A-WF-179870 SUB UU
-365

SEARCHED	INDEXED
SERIALIZED	FILED
OCT 2 1995	
FBI - WASHINGTON	

[Handwritten signatures and initials over the stamp]

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 10/27/95

[redacted] white female, DOB: [redacted] POB: [redacted] was contacted at her residence [redacted] telephone number [redacted] After being advised of the identity of the interviewing agent and the nature of the interview, [redacted] furnished the following information:

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[redacted] confirmed that [redacted] former U.S. Congressman DONALD E. "BUZ" LUKENS. [redacted] advised that she moved from Harveysburg, Ohio, to Middletown, Ohio, around August, 1965. She lived in Middletown until about 1967. [redacted] then moved to the Washington, D.C., area after LUKENS was elected to the U.S. House of Representatives. [redacted] has lived in the Washington, D.C., area since 1967.

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[redacted] advised that she has three children: [redacted] born in [redacted] born in [redacted] and [redacted] born in [redacted] Her son, [redacted] lives in [redacted] and works for the [redacted].

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[redacted] stated that she had no recollection of an individual named JOHN FITZPATRICK or a family named FITZPATRICK when she lived in Middletown. [redacted] had no recollection of her son [redacted] playing with or having a friend named JOHN FITZPATRICK when they lived in Middletown. [redacted] was not aware of any association between LUKENS and FITZPATRICK.

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[redacted] advised that when her father passed away in 1975, he left the family farm to his children. She sold her interest in the farm to LUKENS. [redacted] knew that LUKENS was making payments to a bank in Columbus, Ohio, in an attempt to save the family farm. LUKENS was unsuccessful and lost the farm a couple of years ago. [redacted] informed that her mother passed away during November, 1994.

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[redacted] informed that she is retired. She most recently worked for [redacted] She retired when [redacted] lost his election.

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Investigation on 10/3/95 at [redacted]

File # WMFO 46A-WF-179870 SUB UU -366

by SA [redacted] kch Date dictated 10/19/95

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- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 11/2/95

[redacted] was telephonically contacted at his residence, [redacted] telephone number [redacted]. After being apprised of the identity of the interviewing agent and the nature of the interview, [redacted] furnished the following information:

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[redacted] was born on [redacted] in [redacted]. He currently works for [redacted] in Washington, D.C., telephone number [redacted].

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[redacted] advised that he moved with his family to Middletown, Ohio, around 1965 or 1966. He recalled that he was in the 5th or 6th grade at the time. In 1967, [redacted] moved with his family to Virginia. [redacted]s family moved to Virginia when [redacted] Representatives. [redacted]s family stayed in Virginia even after [redacted] stated that he personally never went back to Ohio after moving to Virginia around 1967.

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[redacted] stated that he did not remember an individual named JOHN FITZPATRICK from when he lived in Middletown, Ohio, although he indicated that the name sounded "a little familiar". [redacted] had no recollection of having a close friend named JOHN FITZPATRICK. [redacted] stated that he went to some functions put on by the NATIONAL YOUNG REPUBLICANS (NYR), but he did not remember FITZPATRICK from NYR meetings. [redacted] stated that he did not stay in touch with anyone from Middletown after his family moved to Virginia.

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[redacted] advised that he has contact with LUKENS only about once a year. He commented that he does not have much contact with his mother's side of the family.

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Investigation on 10/8/95 at Falls Church, Virginia

File # WMFO 46A-WF-179870 SUB UU -367

by SA [redacted] Date dictated 10/19/95

b6
b7C

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 10/27/95

[redacted] was telephonically contacted at his residence, [redacted] telephone number [redacted] [redacted] currently works for [redacted] telephone number [redacted]. After being advised of the identity of the interviewing agent and the nature of the interview, [redacted] provided the following information:

[redacted] advised that he worked for the Office of the Congressman DONALD E. "BUZ" LUKENS in Washington, D.C., from approximately [redacted] initially served as [redacted] and later was promoted to the position of [redacted]'s job responsibilities for much of the time he worked for LUKENS included answering the telephones in the office. [redacted] stated that his duties did not include handling casework.

[redacted] was familiar with the name JOHN FITZPATRICK. [redacted] recalled FITZPATRICK calling LUKENS' office in Washington, D.C. [redacted] stated that he personally answered several calls from FITZPATRICK. [redacted] recalled that FITZPATRICK always asked to speak to "BUZ". [redacted] advised that, when LUKENS was not available, he took messages from FITZPATRICK to have LUKENS call him back. [redacted] remembered answering about a half dozen calls from FITZPATRICK during the period of time he worked for LUKENS.

[redacted] stated that he has not seen LUKENS since 1991.

Investigation on 10/11/95 at Falls Church, Virginia

File # WMFO 46A-WF-179870 SUB UU-368

by SA [redacted] kch Date dictated 10/11/95

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 11/2/95

[redacted] was contacted at her place of employment, [redacted] telephone number [redacted] is the [redacted] [redacted] resides at [redacted] telephone number [redacted]. After being advised of the identity of the interviewing agent and the nature of the interview, [redacted] furnished the following information:

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[redacted] advised that she worked in the office of U.S. Congressman DONALD E. "BUZ" LUKENS from approximately [redacted] served as a [redacted] for Congressman LUKENS.

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[redacted] was familiar with the name JOHN FITZPATRICK. She recalled that FITZPATRICK ran some sort of vocational school in Ohio. [redacted] stated that FITZPATRICK seemed to be someone who was important to LUKENS. [redacted] recalled hearing FITZPATRICK'S name mentioned around LUKENS' office and stated that he was on LUKENS' "in" list.

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[redacted] recalled that FITZPATRICK called LUKENS' Washington, D.C. office and had general contact with the office around the spring and summer of 1990. [redacted] also thought FITZPATRICK may have come to LUKENS' office in Washington, D.C.

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[redacted] advised that [redacted] worked on a matter involving FITZPATRICK's school. She remembered [redacted] making telephone calls to the DEPARTMENT OF EDUCATION (DOE) or other similar organizations regarding FITZPATRICK's school. [redacted] informed that she and [redacted] worked in the same room, so she often overheard his telephone conversations. [redacted] thought there was some type of problem involving FITZPATRICK's school, but she did not know specific details about the situation.

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[redacted] recalled LUKENS experiencing personal financial problems while he was in office. However, she was not aware of FITZPATRICK providing money to LUKENS.

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Investigation on 10/12/95 at Washington, D.C.

File # WMFO 46A-WF-179870 SUB UU -369

by SA [redacted] [signature] Date dictated 10/19/95

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WMFO 46A-WF-179870 SUB UU

Continuation of FD-302 of [REDACTED], On 10/12/95, Page 2 b6 b7C

[REDACTED] was asked whether, during LUKENS' primary election in May, 1990, she thought LUKENS believed he could win the election. [REDACTED] responded that LUKENS gave her the impression that he felt he could win the election.

[REDACTED] advised that LUKENS had contacted her within the last few days. LUKENS apparently called her from Dallas, Texas, in an attempt to obtain the names of some of his former staffers. He left a message for [REDACTED] stated that she did not return LUKENS' call. b6 b7C

United States District Court

FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA

V.

DONALD E. LUKENS

SUBPOENA IN A CRIMINAL CASE

CASE NUMBER: 95-0041

TO:

b6
b7C

☐ YOU ARE COMMANDED to appear in the United States District Court at the place, date, and time specified below to testify in the above case.

PLACE

United States District Court House
Third and Constitution Avenues, N.W.
Washington, D.C. 20530

COURTROOM

Courtroom 19
Sixth Floor

DATE AND TIME

Tuesday, October 10, 1995
10:00 am

☐ YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):

Please contact the prosecutor's office at (202) 616-2300 to ascertain the date of your appearance and to receive instructions regarding travel arrangements for your appearance.



MAGISTRATE, CLERK OF COURT

NAME: MAYER WHITTINGTON

Deputy Clerk:

DATE

August 16, 1995

ATTORNEY NAME, ADDRESS AND PHONE NUMBER: William J. Corcoran, Senior Counsel

U.S. Department of Justice, House Bank Task Force Room 22
Washington, D.C. 20530 (202) 616-2300

Copy - Original returned DOJ 3/12/95
HGA-WF-179870-446

PROOF OF SERVICE			
RECEIVED BY SERVER	DATE 9/15/95	PLACE 219 S. Dearborn St. #905 Chicago, IL 60604	
SERVED	DATE 9/18/95	PLACE Northwestern University 2001 Sheridan Rd. Evanston, IL 60208	
SERVED ON (PRINT NAME) <div style="border: 1px solid black; height: 30px; width: 100%;"></div>		FEES AND MILEAGE TENDERED TO WITNESS <input type="checkbox"/> YES <input type="checkbox"/> NO AMOUNT \$ _____	
SERVED BY (PRINT NAME) <div style="border: 1px solid black; height: 30px; width: 100%;"></div>		TITLE Special Agent	
		TION OF SERVER	
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.</p> <p>Executed on <u>9/18/95</u> Date Signature <div style="border: 1px solid black; display: inline-block; width: 150px; height: 30px; vertical-align: middle;"></div></p> <p style="margin-left: 300px;"><u>219 S. Dearborn St. #905</u> Address of Server <u>Chicago, IL 60604</u></p>			
ADDITIONAL INFORMATION			

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b7c

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 10/16/1995

To: ADIC, WMFO

Attn: SA [REDACTED]

b6
b7C

From: Chicago

Squad 7A

Contact: SA [REDACTED] (312) 346-7366

Approved By: [REDACTED]

SSA [REDACTED]

Drafted By: [REDACTED]

slk

File Number(s): 46A-WF-179870 SUB UU (Referred Upon Completion)

Title: BIG BOUNCE;

MAJOR CASE #55

OO: WMFO

FORMER U.S. CONGRESSMAN DONALD E. "BUZ" LUKENS

Synopsis: Trial subpoena served on [REDACTED] at her place of employment on 9/18/95.

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Reference: WMFO Electronic Communication dated 9/5/95

Enclosures: WMFO Division - The original trial subpoena delivered on [REDACTED]

Details: For the information of WMFO, on 9/18/95, [REDACTED] was served a trial subpoena for Lukens' trial which is scheduled to begin on October 10, 1995.

♦♦

5UB UU
46A-WF-179870
-371
OCT 23 1995

FBI

TRANSMIT VIA:

☒ Teletype
☐ Facsimile
☐ AIRTEL

PRECEDENCE:

☐ Immediate
☐ Priority
☒ Routine

CLASSIFICATION:

☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ UNCLAS E F T O
☒ UNCLAS

Date 10/18/95

FM FBI WMFO (46A-WF-179870 SUB UU) (P)

TO DIRECTOR FBI/ROUTINE/

FBI CINCINNATI/ROUTINE/

FBI CLEVELAND/ROUTINE/

BT

UNCLAS

CITE: //3920//

PASS: SSA DAN KNIGHT, FBIHQ

SUBJECT: BIG BOUNCE; MAJOR CASE #55; OO:WMFO; FORMER U.S.
CONGRESSMAN DONALD E. "BUZ" LUKENS"

ARMED AND DANGEROUS.

RE WMFO TELETYPES TO BUREAU ON 2/15/95, 2/23/95, AND
8/9/95.

ADMINISTRATIVE:

SUBJECT JOHN FITZPATRICK IS KNOWN TO CARRY A .45 CALIBRE
HANDGUN AND IS CONSIDERED TO BE A SUSPECT IN THE OCTOBER,

Approved: WLC/JSOriginal filename: 125001W-292

Time Received: _____

Telprep filename: 12500150.292MRI/JULIAN DATE: 1457 1293ISN: 024FOX DATE & TIME OF ACCEPTANCE: 10-20-95 SUM 2:3446A-WF-179870 UU-312JS JS[Signature]

^PAGE 2 WMFO (46A-WF-179870 SUB UU) UNCLAS

1990, MURDER OF HIS BUSINESS PARTNER, HENRY WHITESELL.
ACCORDINGLY, FITZPATRICK SHOULD BE CONSIDERED ARMED AND
DANGEROUS.

FOR INFORMATION OF THE BUREAU AND RECEIVING OFFICES, FROM
10/10/95 THROUGH 10/19/95, THE TRIAL OF FORMER U.S.
CONGRESSMAN DONALD E. "BUZ" LUKENS TOOK PLACE IN U.S. DISTRICT
COURT IN WASHINGTON, D. C. LUKENS WAS TRIED ON FOUR COUNTS OF
BRIBERY AND ONE CONSPIRACY COUNT. THE JURY ACQUITTED LUKENS
ON THREE OF THE BRIBERY COUNTS INVOLVING PAYMENTS RECEIVED BY
LUKENS OF \$2,500 IN JUNE, 1990, \$5,000 IN AUGUST, 1990, AND
\$5,000 IN SEPTEMBER, 1990. THE JURY DEADLOCKED ON THE
CONSPIRACY COUNT AND THE OTHER BRIBERY COUNT, WHICH INVOLVED
TWO \$7,500 PAYMENTS RECEIVED BY LUKENS DURING MAY, 1990. U.S.
DEPARTMENT OF JUSTICE (DOJ) ATTORNEY [REDACTED] STATED THAT
THE GOVERNMENT WILL DEFINITELY RETRY LUKENS ON THE TWO CHARGES
WHICH RESULTED IN A HUNG JURY. NO DATE HAS BEEN SET FOR THE
SECOND TRIAL, BUT THE GOVERNMENT HOPES TO RETRY LUKENS PRIOR
TO THE TRIAL OF LUKENS CO-CONSPIRATOR JOHN FITZPATRICK
FITZPATRICK'S TRIAL IS SCHEDULED TO BEGIN ON 1/3/96. WMFO
WILL KEEP THE BUREAU AND THE CINCINNATI AND CLEVELAND OFFICES

b6
b7c

^PAGE 3 WMFO (46A-WF-179870 SUB UU) UNCLAS

ADVISED AS MORE DETAILS CONCERNING THE RETRIAL OF LUKENS
BECOMES AVAILABLE.

ARMED AND DANGEROUS.

BT

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 10/24/1995

To: DIRECTOR, FBI

Attn: QUESTIONED DOCUMENTS UNIT

From: ADIC, WMFO

SQUAD C-9, NVMRA

Contact: SA [redacted] X-6304

b6
b7C

Approved By: [redacted] SSA

Drafted By: [redacted]

File Number(s): 46A-WF-179870 SUB UU (Pending)

Title: BIG BOUNCE;
MAJOR CASE #55;
OO: WMFO

FORMER U.S. CONGRESSMAN DONALD E. "BUZ" LUKENS

Synopsis: Request of the Bureau for [redacted]

of [redacted]

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Enclosures: (1) [redacted] taken from [redacted] on 11/4/94 pursuant to a Federal Grand Jury subpoena.

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(2) One page document with the heading [redacted] to Date 10/25/89."

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Details: For information of the Bureau, WMFO has been investigating a case involving the association between former U.S. Congressman DONALD E. "BUZ" LUKENS and Ohio businessman JOHN FITZPATRICK. FITZPATRICK and his deceased partner, HENRY WHITESELL, operated several trade schools in Ohio under the name CAMBRIDGE TECHNICAL INSTITUTE (CTI). Through CTI, FITZPATRICK and WHITESELL defrauded the U.S. DEPARTMENT OF EDUCATION (DOE) out of several million dollars in government financial aid funds. When their schools came under scrutiny by regulatory authorities, FITZPATRICK contacted LUKENS for help. FITZPATRICK and WHITESELL made several payments to LUKENS totalling \$27,500. LUKENS attempted to intercede with the regulatory authorities on behalf of CTI. On 2/22/95, LUKENS and FITZPATRICK were indicted by a Federal Grand Jury in Washington, D.C. LUKENS was charged with bribery and conspiracy to commit bribery. FITZPATRICK was

GRAND JURY MATERIAL - DISSEMINATE ONLY PURSUANT TO
RULE 6(e) FED.R.CRIM.P.

46A-WF-179870SubUU

373

RAC

To: DIRECTOR, FBI From: ADIC, WMFO
Re: 46A-WF-179870 SUB UU, 10/24/1995

charged with the same offenses as LUKENS as well as conspiracy to defraud the DOE. FITZPATRICK is scheduled to go to trial on 1/3/96 in Washington.

Part of the case against FITZPATRICK involves payments and assets provided by FITZPATRICK and WHITESELL to an individual named [redacted] worked at CTI and observed numerous improprieties at the schools. At one point, [redacted] contacted the LEGAL AID SOCIETY (LAS) in Cincinnati, Ohio, to provide information about the improper activities at CTI. Upon learning of his contact with the LAS, FITZPATRICK and WHITESELL contacted [redacted] and negotiated a deal with him. In return for recanting his statement to the LAS, FITZPATRICK and WHITESELL provided [redacted] with a car, an apartment out of town, a job with CTI, and cash payments. The enclosed document, entitled [redacted] to Date 10/25/89," was found in records of CTI that were acquired by the FBI. A cursory comparison of the document with FITZPATRICK's known handwriting indicates that FITZPATRICK possibly wrote the note concerning [redacted] FITZPATRICK will likely deny that he had any involvement with the payments, etc., made to [redacted] to persuade him to change his statement to the LAS. A match of the handwriting on the document with FITZPATRICK's known handwriting would at a minimum show FITZPATRICK's knowledge of the payments to [redacted] Accordingly, WMFO requests that the Questioned Documents Unit at FBIHQ conduct comparisons of the questioned document entitled [redacted] to Date 10/25/89" with FITZPATRICK's known handwriting to determine whether FITZPATRICK was the writer. It should be noted that the questioned document was apparently written during 1989 while FITZPATRICK's handwriting samples were taken in 1994.

Due to FITZPATRICK's 1/3/96 trial date, it is requested that the following request of the Bureau be handled as expeditiously as possible. Any questions can be directed to SA [redacted] at telephone number (202) 324-6304 or pager number (202) 519-6351.

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b7c

To: DIRECTOR, FBI From: ADIC, WMFO
Re: 46A-WF-179870 SUB UU, 10/24/1995

LEAD(s) :

Set Lead 1:

FBIHQ

AT WASHINGTON, D.C.

The Bureau's Questioned Documents Unit is requested to perform comparisons of the handwriting on the enclosed document entitled "[redacted] to Date 10/25/89" with the enclosed samples of JOHN FITZPATRICK's known handwriting to determine whether FITZPATRICK wrote the document in question.

b6
b7c

CC: 2 - Bureau
① - WMFO

♦♦

Memorandum



To : ADIC, WMFO (46A-WF-179870, SUB UU) (P) Date 10/25/95

From : SA [REDACTED] (C-9)

b6
b7c

Subject: BIG BOUNCE;
MAJOR CASE #55;
OO: WMFO

FORMER U.S. CONGRESSMAN DONALD E. "BUZ" LUKENS

Writer recently received the attached letter, dated 9/14/95, from [REDACTED] who is currently incarcerated at the HAMILTON COUNTY JUSTICE CENTER, 900 Sycamore Street, Cincinnati, Ohio. Writer responded to [REDACTED] by letter, dated 9/19/95, which is also attached to this memo. The original letter from [REDACTED] is being maintained in the 1A section of the file.

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1 - WMFO (46A-WF-179870, SUB UU)
CWS/cws

46A-WF-179870-44
m m 374

fy

9-14-95

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b7c

Dear

How are you doing Sir just a line to find out whats going on. I spoke to my mother the other day, and she said that I would be coming up to Washington to talk to you, could you let me know whats happening I dont have a problem, but I need to know whats up. I think it would be best if you would write to me and let me know.

My mother has been in the hospital and she's real sick I dont want her stressed out you can understand that. When you write just use a plain envelope, so I hope to hear from you soon.

Sincerely

7799 Leesburg Pike
Suite 200, South Tower
Falls Church, Virginia 22043
September 19, 1995

b6
b7C

[REDACTED]

Dear [REDACTED]

Thank you for your recent letter. I just wanted to let you know that I will probably be coming to Cincinnati the week of September 25th. I would like to talk to you while I am out there, and I am working on arranging that. I can fill you in on what is going on at that time. Hope you're doing well, and I hope to see you soon. Take care.

Sincerely,

[REDACTED]

FBI

TRANSMIT VIA:

☒ Teletype
☐ Facsimile
☐ AIRTEL

PRECEDENCE:

☐ Immediate
☐ Priority
☒ Routine

CLASSIFICATION:

☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ UNCLAS E F T O
☒ UNCLAS

Date 10/26/95

FM FBI WMFO (46A-WF-179870 SUB UU) (P)

TO DIRECTOR FBI/ROUTINE/

FBI CINCINNATI/ROUTINE/

FBI CLEVELAND/ROUTINE/

BT

UNCLAS

CITE: //3920//

PASS: ATTN: SSA PCU, WCCb6
b7c


SUBJECT: BIG BOUNCE; MAJOR CASE #55; OO:WMFO; FORMER U.S.

CONGRESSMAN DONALD E. "BUZ" LUKENS

RE 10/18/95 TELETYPE FROM WMFO TO THE BUREAU.

FOR INFORMATION OF THE BUREAU AND RECEIVING OFFICES, THE
 RETRIAL OF FORMER U.S. CONGRESSMAN DONALD E. "BUZ" LUKENS ON
 BRIBERY AND CONSPIRACY CHARGES HAS BEEN SCHEDULED TO BEGIN ON
 3/11/96 IN U.S. DISTRICT COURT IN WASHINGTON, D.C., IN FRONT
 OF JUDGE GLADYS KESSLER. THE TRIAL OF OHIO BUSINESSMAN JOHN

46A-WF-179870 UU -375
 JZ JZ

Approved: _____ Original filename: 1050010298Time Received: 10:30 am Telprep filename: 10500150298MRI/JULIAN DATE: 1062 1299 ISN: 001FOX DATE & TIME OF ACCEPTANCE: 10/26/95 SUM 10:35 

^PAGE 2 WMFO (46A-WF-179870 SUB UU) UNCLAS

FITZPATRICK REMAINS SET FOR 1/3/96 IN WASHINGTON. WMFO WILL
KEEP THE BUREAU AND THE CINCINNATI AND CLEVELAND OFFICES
APPRISED OF ANY SIGNIFICANT DEVELOPMENTS IN THESE CASES.

BT

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RR RUCNFB FBICI FBICV

DE FBIWMFO #0001 2991436

ZNR UUUUL

R 261433Z OCT 95

FM FBI WMFO (46A-WF-179870 SUB UU) (P)

TO DIRECTOR FBI/ROUTINE/

FBI CINCINNATI/ROUTINE/

FBI CLEVELAND/ROUTINE/

BT

JNCL43

CITE: //3920//

PASS: ATTN: SSA PCU, WCC.

b6
b7c

SUBJECT: BIG BOUNCE; MAJOR CASE #55; OO:WMFO; FORMER U.S.
CONGRESSMAN DONALD E. "BUZ" LUKENS.

RE 10/18/95 TELETYPE FROM WMFO TO THE BUREAU.

FOR INFORMATION OF THE BUREAU AND RECEIVING OFFICES, THE
RETRIAL OF FORMER U.S. CONGRESSMAN DONALD E. "BUZ" LUKENS ON
BRIBERY AND CONSPIRACY CHARGES HAS BEEN SCHEDULED TO BEGIN ON
3/11/96 IN U.S. DISTRICT COURT IN WASHINGTON, D.C., IN FRONT

46A-WF-179870, SUB UU
-375

Handwritten initials

Handwritten signature

PAGE TWO DE FBIWMFO 0001 UNCLAS

OF JUDGE GLADYS KESSLER. THE TRIAL OF OHIO BUSINESSMAN JOHN
FITZPATRICK REMAINS SET FOR 1/3/96 IN WASHINGTON. WMFO WILL
KEEP THE BUREAU AND THE CINCINNATI AND CLEVELAND OFFICES
APPRISED OF ANY SIGNIFICANT DEVELOPMENTS IN THESE CASES.

BT

#0001

NNNN

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 11/06/1995

To: ADIC, WMFO

Attn: ASAC [REDACTED]

b6
b7C

From: SA [REDACTED] AND SA [REDACTED]

SQUAD C-9, NVMRA

Contact: SA [REDACTED] X-6304

Approved By: [REDACTED] SSA

Drafted By: [REDACTED] CWS

File Number(s): 46A-WF-179870 SUB UU (Pending)

Title: BIG BOUNCE;
MAJOR CASE #55;
OO: WMFO

FORMER U.S. CONGRESSMAN DONALD E. "BUZ" LUKENS

Synopsis: HOLIDAY PAY AUTHORIZATION REQUEST FOR VETERAN'S DAY

Details: Authority is requested for SAs [REDACTED] and [REDACTED] to work on Veteran's Day, 11/10/95, and receive holiday pay for that day. The above-captioned matter involves the bribery of U.S. Congressman DONALD E. "BUZ" LUKENS by Ohio businessman JOHN P. FITZPATRICK. FITZPATRICK is scheduled to go to trial on 1/3/96 in Washington, D.C. The FITZPATRICK case involves extensive records review (approximately 100 boxes of records are in the possession of the FBI at the present time). On [REDACTED] a Cooperating Witness from Ohio will be in the Washington, D.C., area to assist SAs [REDACTED] and [REDACTED] with [REDACTED].

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b7D

[REDACTED]. The Cooperating Witness (CW) will attempt to [REDACTED]

[REDACTED]. It is imperative that SAs [REDACTED] meet with the CW as soon as possible, [REDACTED]

[REDACTED] With the trial set for 1/3/96 and the Thanksgiving, Christmas, and New Year's Day holidays in between, only a limited amount of time is available the conduct the needed records analysis. Accordingly, it is requested that SAs [REDACTED] be authorized to work and receive holiday pay on Veteran's Day, 11/10/95.

46A-WF-179870 UU
[Handwritten signatures and initials]

[Handwritten initials]

To: ADIC, WMFO From: SA [REDACTED]

AND SA [REDACTED]

b6
b7c

Re: 46A-WF-179870 SUB UU, 11/06/1995

CC: 1 - ADIC, WMFO

1 - ASAC [REDACTED]

1 - 46A-WF-179870, SUB UU

♦♦

(03/31/95)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 11/06/1995

To: WMFO

From: WMFO

Squad C-8 / NVMRA

Contact: SA [redacted] Ext. 6329

b6
b7C

Approved By: DAB

Drafted By: *RSF* RSF:rsf

File Number(s): 46A-WF-179870, SUB UU (Pending)

Title: BIG BOUNCE;
MAJOR CASE 55;
OO: WMFO

FORMER U.S. CONGRESSMAN
DONALD E. "BUZ" LUKENS

Synopsis: Evidence was made available for review by the defense.

Details: On 11/1-2/95 SA [redacted] supervised the review of documents retained as evidence in this matter. SA [redacted] was assisted by SA [redacted] and SA [redacted]

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On 11/1/95, defense attorney [redacted] Last Name Unknown, who is a para-legal working for [redacted] John Fitzpatrick, and [redacted] were allowed access to evidence for the purpose of conducting their own review.

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This evidence was made available from 9:00 A.M. until 4:30 P.M. However, these individuals did not arrive until 9:45 A.M. [redacted] examined evidence for only about two hours before departing. The other individuals remained for the entire day.

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During the morning hours, the review was restricted to 64 boxes recently received from Ohio. After taking a lunch break, other documents were made available in response to a request. These records consisted of approximately 17 additional boxes which originated from the U.S Department of Education, including Pell grant registers. Also, telephone toll records and a box of records from the Ohio Board of Proprietary Schools were made available.

RSF31001.EC

46A-WF-179870, SUB UU
WJ - 377

WJ

(03/31/95)

FEDERAL BUREAU OF INVESTIGATION

To: WMFO From: WMFO

Re: 46A-WF-179870, SUB UU, 10/31/1995

Toward the end of the day, Fitzpatrick said he would most likely request another session to review these documents further at a later date. In response, Fitzpatrick and his associates were invited to return the following day to continue. Fitzpatrick was informed the documents would be available from 8:00 A.M. until Noon. Fitzpatrick said they would return at 9:00 A.M.

On 11/2/95, Fitzpatrick, [redacted] and another attorney, [redacted] (phonetic) arrived at 9:30 A.M. to review documents. On arrival, I expanded our earlier invitation and informed them the documents would be available until 4:30 P.M.

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All of these individuals remained until 1:30 P.M. when they announced they had concluded their review. At the conclusion of this review, [redacted] identified specific items which he desired to have copied and made available to him. These items were separated by placing them on top of the box in which they were originally located, with the exception of one box. [redacted] requested this entire box be copied.

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Memorandum



To : ADIC WMFO [redacted] (P) Date 11/20/95

From : SA [redacted] (C-9)

Subject : [redacted]

b7D

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b7C

b7D

Dates of Contact

File #s on which contacted (Use Titles if File #s not available)
46A-WF-179870, SUB UU

b7D

Purpose and results of contact

☐ NEGATIVE
☒ POSITIVE
☐ STATISTIC

(See attached insert)

Description of

Statistical Accomplishment

Title of Case

File No.

Information contained herein was obtained confidentially. The informant's name is not to be disclosed in any form unless a conscious decision has been made to disclose his/her identity by an appropriate FBI official.

PERSONAL DATA

1 - 46A-WF-179870, SUB UU

Init. CWS/cws

(2) - WMFO

see reverse side for statistics

b7D

46A-WF-179870, SUB UU
CWS/cws

On [redacted] was telephonically contacted
and provided the following information to SA [redacted]
[redacted]

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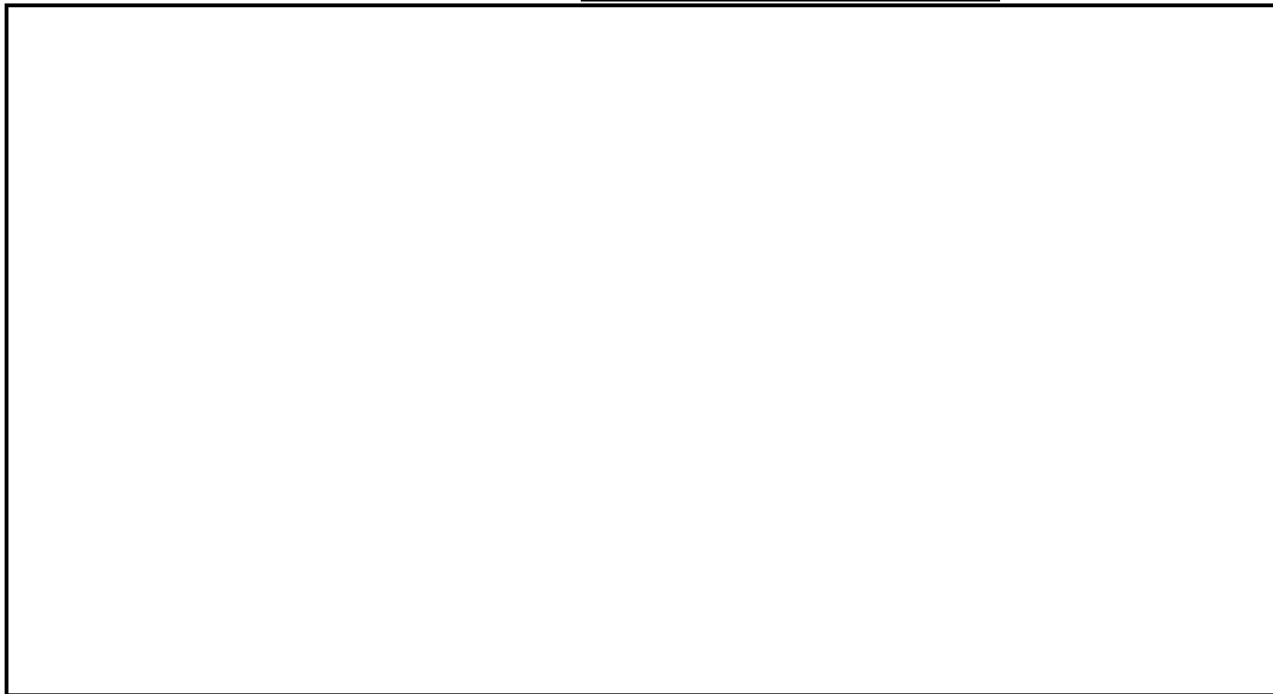
The Cooperating Witness (CW) advised that [redacted]

[Large redacted area]

46A-WF-179870, SUB UU
CWS/cws

On [redacted] was contacted and provided the
following information to SA [redacted]

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46A-WF-179870 Sub UU-379

W W

W



Board of Proprietary School Registration

TEL: (614) 277-2757
FAX: (614) 277-2757

35 East Gay Street, Suite 403
Columbus, OH 43215-3135

TEL: (614) 277-2757
FAX: (614) 277-2757

ALL

TO

FROM

RE

DATE

TIME

NUMBER OF PAGES (INCLUDING COVER SHEET)

IF YOU DO NOT RECEIVE ANY OR ALL OF THIS FAX, PLEASE CONTACT THE
OFFICE AT THE NUMBER ABOVE

THANK YOU!

46A-WF-179870, SUB UU
Mr Mr -380

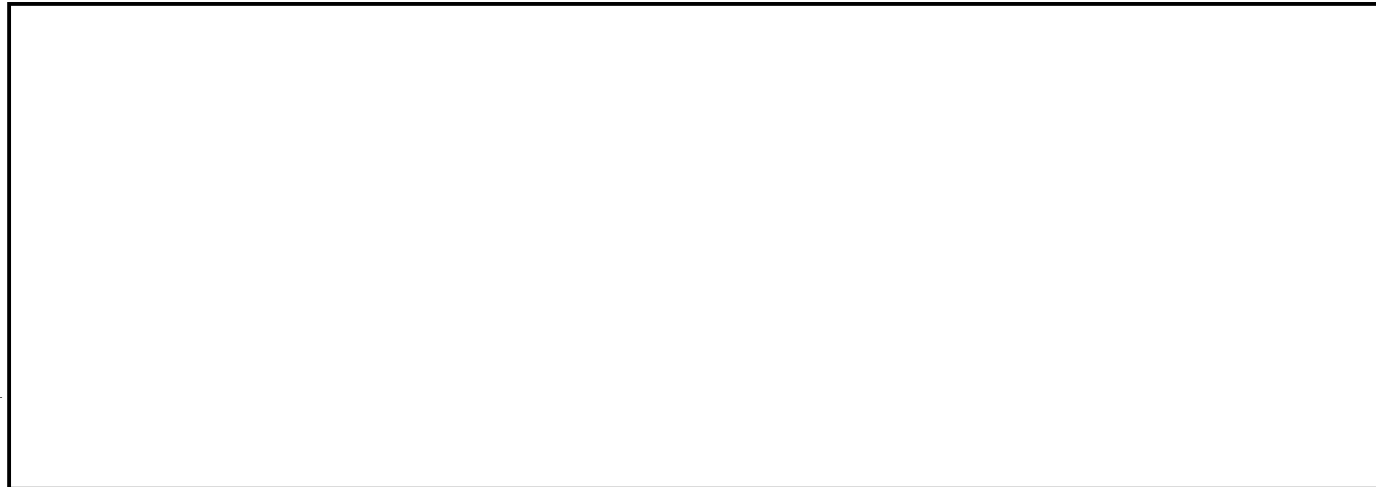
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STATE OF OHIO
LONG DISTANCE TELEPHONE CALL RECORD



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SP	Y

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b7C

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RECEIVED
FEB 10 1964
FEDERAL BUREAU OF INVESTIGATION
U.S. DEPARTMENT OF JUSTICE

October 1945. I believe
I was in a letter
to the Army, saying the story
of "Bugs" was wrong. Along
with that letter I had made
copies of all the changed
evidence in court.

April 1946 at Chicago.
I had a conversation with
Mr. Clegg. He said I had
given a money request, had
been submitted to the Court
for payment. He then asked
me if I had known how the
money came out - I said "yes",
I knew the secretary. He then
said "from Chicago. Tell you
what, I would like to
see that man about it.
He was who made a great
mistake that he worked for
had been like you. He said
everything that was asked
for. FBI Records."

For, it was not in writing
and, I don't think, that it was
not in writing. He then said
that he had spoken with
some young members and
they told him that they
the President was. This report became
an article in the paper. Officer
then, when he learned that
and he thought that was
the reason that he would not
like to have an extra
person.



11.11.75

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b7C

Mr. HARRY W. VANCE, President
NATIONAL ASSOCIATION OF
FIRE INSURANCE COMPANIES
WASHINGTON, D. C. 20004

1. 2. 3. 4.

Total Expenses: 6325.51

— 11 —

C. J. H. ...
... []

C-9

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 11/21/1995

To: ADIC, WMFO

Attn: SQUAD C-9, NVMRA

SA [REDACTED]

b6
b7C

From: SAC, CINCINNATI
MIDDLETOWN RA

Contact: SA [REDACTED] 513/423-8030

Approved By: [REDACTED]

Drafted By: [REDACTED]

reh

Case ID #: 46A-WF-179870 SUB UU (Pending)

Title: BIG BOUNCE;
MAJOR CASE #55;

ARMED AND DANGEROUS

Synopsis: Return of original and copy of unexecuted trial subpoena directing the appearance of [REDACTED] at the US District Court, Washington, DC, on 10/10/95. Forwarding of CAMBRIDGE TECHNICAL INSTITUTE (CTI) documents volunteered by [REDACTED]

b6
b7C

Enclosures: Enclosed for WMFO are the following:

- 1) One FD-340 containing the original and one copy of an unexecuted trial subpoena for FITZPATRICK;
- 2) The original and one copy of an FD-302 of [REDACTED] volunteering CTI documents and
- 3) One FD-340 containing CTI documents and an FD-597 executed by [REDACTED]

b6
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Details: Following telephonic instructions of WMFO, the enclosed subpoena was not served upon FITZGERALD and is being returned to WMFO.

On 11/1/95, [REDACTED] appeared at the Middletown RA bringing the following CTI documents:

b6
b7C

- 1) CTI Catalog for 1989-90;
 - 2) CTI Student Policy Handbook;
 - 3) Blank Application for a Guaranteed Student Loan
- through the Ohio Student Loan Commission;

1

46A-WF-179870 SUB UU

SEARCHED	INDEXED
SERIALIZED	FILED
DEC 15 1995	

46A-WF-179870 SUB UU-381

345REH02.5C

(06/01/1995)

FEDERAL BUREAU OF INVESTIGATION

To: ADIC, WMFO From: SAC, CINCINNATI
Re: 46A-WF-179870 SUB UU, 11/21/1995

- 4) Blank Application for Federal Stafford Loan through the Great Lakes Higher Education Corporation;
- 5) Revised CTI Academic Calendar for 1989 and 1990 and
- 6) CTI Phone List for 1988 - 1990.

was provided with an FD-597 (Receipt for Property Received) listing the released documents.

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2 - WMFO (Encl. 4)

ARMED AND DANGEROUS.

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- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 11/6/95

[redacted] former Director of the Dayton, Ohio, campus of the CAMBRIDGE TECHNICAL INSTITUTE (CTI), appeared at the Middletown Resident Agency of the Federal Bureau of Investigation. He resides at [redacted] [redacted] Ohio, telephone [redacted] was advised of the identity of the interviewing agent and provided the following documents:

- 1) CTI Catalog for 1989-90;
- 2) CTI Student Policy Handbook;
- 3) Blank Application for a Guaranteed Student Loan through the Ohio Student Loan Commission;
- 4) Blank Application for Federal Stafford Loan through the Great Lakes Higher Education Corporation;
- 5) Revised CTI Academic Calendar for 1989 and 1990 and
- 6) CTI Phone List for 1988 - 1990.

[redacted] was provided with an FD-597 (Receipt for Property Received) listing the released documents.

Investigation on 11/1/95 at Middletown, Ohio

File # 46A-WF-179870 Sub UU

by SA [redacted] reh

Date dictated 11/6/95

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 12/05/1995

To: CHICAGO
CINCINNATI
CLEVELAND
COLUMBIA
LOUISVILLE

From: WMFO

SQUAD C-9, NVMRA

Contact: SA [REDACTED] X-6304

Approved By: [REDACTED] SSA

Drafted By: [REDACTED] CWS

File Number(s): 46A-WF-179870 SUB UU (Pending)

Title: BIG BOUNCE;
MAJOR CASE #55;
OO: WMFO

FORMER U.S. CONGRESSMAN DONALD E. "BUZ" LUKENS

ARMED AND DANGEROUS

Synopsis: Service of Trial Subpoenas and other leads for trial of JOHN FITZPATRICK - Trial Date 1/3/96

Reference: WMFO teletypes to Director on 2/15/95 and 2/22/95, WMFO electric communication to Baltimore dated 7/21/95, WMFO electric communication to Chicago dated 9/5/95 and numerous other communications between the WMFO and Cincinnati Divisions.

Administrative: JOHN FITZPATRICK is known to keep a handgun on his person and/or in his desk drawer. FITZPATRICK is also considered to be a suspect in the unsolved murder of his former business partner, HENRY WHITESELL. Accordingly, FITZPATRICK is considered to be Armed and Dangerous.

Enclosures: Chicago Division - The original and one copy of a trial subpoena directed to [REDACTED]

Cincinnati Division - The originals and one copy each of trial subpoenas directed to the following entities: [REDACTED]

WSYX TELEVISION,

46A-WF-179870-UU-383

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[Handwritten initials and signature]
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(03/31/95)

FEDERAL BUREAU OF INVESTIGATION

To: CHICAGO From: WMFO

Re: 46A-WF-179870 SUB UU, 12/05/1995

[REDACTED]

Cleveland Division - The original and one copy of a trial subpoena directed to [REDACTED]

Columbia Division - The original and one copy of a trial subpoena directed to [REDACTED]

Louisville Division - The originals and one copy each of trial subpoenas directed to [REDACTED]

Details: For the information of receiving offices, on 2/22/95, former U.S. Congressman DONALD E. "BUZ" LUKENS and Ohio businessman JOHN FITZPATRICK were indicted by a Federal Grand Jury in Washington, D.C., on various criminal charges including bribery and conspiracy. FITZPATRICK was also charged with conspiring to defraud the U.S. DEPARTMENT OF EDUCATION (DOE). LUKENS and FITZPATRICK were arrested in Texas and Ohio respectively. FITZPATRICK is scheduled to go to trial on 1/3/96.

It is anticipated that LUKENS will testify in FITZPATRICK's trial. LUKENS was arrested in Columbus, Ohio, around early 1989 for having sex with a teenage prostitute named [REDACTED]. LUKENS was subsequently convicted of contributing to the unruliness of a minor. At some point in the proceedings, WSYX TELEVISION in Columbus videotaped LUKENS having a conversation with [REDACTED]'s mother [REDACTED], possibly offering her a government job in return for dropping the charges. Information concerning LUKENS' sex offense case is necessary for purposes of impeaching LUKENS should he take the witness stand in FITZPATRICK's behalf.

Given FITZPATRICK's trial date of 1/3/96, it is requested that receiving offices serve the enclosed subpoenas for the trial of United States of America v. John Fitzpatrick as expeditiously as possible. Any problems encountered in serving the subpoenas should be brought to the attention of WMFO.

FEDERAL BUREAU OF INVESTIGATION

To: CHICAGO From: WMFO

Re: 46A-WF-179870 SUB UU, 12/05/1995

LEAD(s) :

Set Lead 1:

CHICAGO

AT CHICAGO, ILLINOIS

Will serve enclosed trial subpoena on [redacted]
[redacted] Chicago, Illinois,
telephone number [redacted] works at [redacted]
[redacted]
[redacted] Evanston, Illinois, telephone number [redacted]

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Set Lead 2:

CINCINNATI

AT CINCINNATI, OHIO

Will serve enclosed trial subpoena on [redacted]
[redacted] Cincinnati, Ohio, possible
telephone number [redacted] works at [redacted]
[redacted] Oakley, Ohio, telephone number [redacted]

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Set Lead 3:

AT COLUMBUS, OHIO

Will serve enclosed trial subpoenaes on [redacted]
and [redacted]
[redacted] Columbus, Ohio,
telephone number [redacted]

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Set Lead 4:

AT COLUMBUS, OHIO

Will serve enclosed trial subpoena on [redacted] or
other appropriate official at WSYX TELEVISION, 1261 Dublin Road,
Columbus, Ohio 43215. Will request that WSYX TELEVISION provide
all information requested by the subpoena as soon as possible.

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FEDERAL BUREAU OF INVESTIGATION

To: CHICAGO From: WMFO

Re: 46A-WF-179870 SUB UU, 12/05/1995

WSYX should provide the information to the FBI in Columbus to be forwarded to WMFO. The items furnished by WSYX should include a videotape of U.S. Congressman DONALD E. "BUZ" LUKENS having a conversation with the mother of a teenage prostitute.

Set Lead 5:

AT COLUMBUS, OHIO

Will contact appropriate police agency in Columbus, Ohio, and obtain all information concerning the arrest, trial, and conviction of U.S. Congressman DONALD E. "BUZ" LUKENS on sex offense charges. LUKENS was arrested around early 1989.

Set Lead 6:

AT DAYTON, OHIO

Will serve enclosed trial subpoena on [redacted]
[redacted]
Dayton, Ohio 45463, telephone number [redacted]

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Set Lead 7:

AT FAIRFIELD, OHIO

Will serve enclosed trial subpoena on [redacted]
[redacted] works at [redacted]
[redacted] Fairfield, Ohio, telephone number [redacted]
extension [redacted] s possible home address is [redacted]
[redacted] Cincinnati, Ohio, telephone number [redacted]

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Set Lead 8:

AT FRANKLIN, OHIO

Will serve enclosed trial on [redacted]
[redacted] Franklin, Ohio 45005. [redacted] s work
telephone number is [redacted] and his pager number is [redacted]
[redacted]

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(03/31/95)

FEDERAL BUREAU OF INVESTIGATION

To: CHICAGO From: WMFO

Re: 46A-WF-179870 SUB UU, 12/05/1995

Set Lead 9:

AT MIDDLETOWN, OHIO

Will serve enclosed trial subpoenas on [REDACTED]

[REDACTED]
Middletown, Ohio, telephone number [REDACTED]

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Set Lead 10:

AT TRENTON, OHIO

Will serve enclosed trial subpoena on [REDACTED]

[REDACTED] telephone number [REDACTED]

[REDACTED] s work telephone number is [REDACTED]

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Set Lead 11:

AT WYOMING, OHIO

Will serve enclosed trial subpoenas on [REDACTED]

[REDACTED]
Wyoming, Ohio, telephone number [REDACTED]

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Set Lead 12:

CLEVELAND

AT STOW, OHIO

Will serve enclosed trial subpoena on [REDACTED]

of [REDACTED] Stow, Ohio, telephone number [REDACTED]

[REDACTED] works at [REDACTED]

[REDACTED] Stow, Ohio, telephone number [REDACTED]

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Set Lead 13:

COLUMBIA

AT GREER, SOUTH CAROLINA

Will serve enclosed trial subpoena on [REDACTED]

[REDACTED] Greer, South Carolina, telephone
number [REDACTED]

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(03/31/95)

FEDERAL BUREAU OF INVESTIGATION

To: CHICAGO From: WMFO

Re: 46A-WF-179870 SUB UU, 12/05/1995

Set Lead 14:

LOUISVILLE

AT ALEXANDRIA, KENTUCKY

Will serve enclosed trial subpoena on [REDACTED]
[REDACTED] Alexandria, Kentucky, telephone number

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Set Lead 15:

AT LAWRENCEBURG, KENTUCKY

Will serve enclosed trial subpoena on [REDACTED]
[REDACTED] Lawrenceburg, Kentucky, telephone
number [REDACTED]

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ARMED AND DANGEROUS

CC: 2 - Chicago
5 - Cincinnati
2 - Cleveland
2 - Columbia
3 - Louisville
② - WMFO

FBI

TRANSMIT VIA:

☒ Teletype
☐ Facsimile
☐ AIRTEL

PRECEDENCE:

☒ Immediate
☐ Priority
☐ Routine

CLASSIFICATION:

☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ UNCLAS E F T O
☒ UNCLAS

Date 12/6/95

FM FBI WMFO (46A-WF-179870, SUB UU) (P)

TO FBI COLUMBIA/IMMEDIATE/

BT

UNCLAS

CITE: //3920//

PASS: GREENVILLE RESIDENT AGENCY

SUBJECT: BIG BOUNCE; MAJOR CASE #55; OO:WMFO; FORMER U.S.
 CONGRESSMAN DONALD E. "BUZ" LUKENS.

ARMED AND DANGEROUS.

RE 12/6/95, TELCALL BETWEEN SA COLUMBIA
 DIVISION, GREENVILLE RA, AND SA , WMFO,
 NVMRA.

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ADMINISTRATIVE: SUBJECT JOHN FITZPATRICK IS KNOWN TO
 KEEP A HANDGUN ON HIS PERSON AND/OR IN HIS DESK. FITZPATRICK
 IS CONSIDERED A SUSPECT IN THE EXECUTION-STYLE MURDER OF HIS
 FORMER BUSINESS PARTNER, HENRY WHITESELL. FITZPATRICK IS

46A-WF-179870
UU-384

Approved: WLC/23 Original filename: 1500250.339Time Received: _____ Telprep filename: 1500250.339MRI/JULIAN DATE: 11679/340 ISN: 025FOX DATE & TIME OF ACCEPTANCE: 12/6/95 4¹¹pm JLB

^PAGE 2 WMFO (46A-WF-179870 SUB UU) UNCLAS

KNOWN TO HAVE ENGAGED IN CONDUCT TO THREATEN OR INTIMIDATE INDIVIDUALS WHO HE FELT HAD CROSSED HIM. ACCORDINGLY, FITZPATRICK IS CONSIDERED TO BE ARMED AND DANGEROUS.

FOR INFORMATION OF COLUMBIA, WMFO IS CURRENTLY INVOLVED IN TRIAL PREPARATIONS FOR A CASE IN WHICH U.S. CONGRESSMAN DONALD E. "BUZ" LUKENS RECEIVED BRIBE PAYMENTS FROM OHIO BUSINESSMAN JOHN FITZPATRICK. FITZPATRICK OPERATED SEVERAL PROPRIETARY SCHOOLS IN OHIO THROUGH WHICH HE WAS ABLE TO FRAUDULENTLY OBTAIN MILLIONS OF DOLLARS OF FEDERAL FINANCIAL AID MONEY. [REDACTED] S SCHOOLS WOULD CUSTOMARILY DRAW PELL GRANTS FOR STUDENTS WHO WERE NOT IN SCHOOL. WHEN U.S. DEPARTMENT OF EDUCATION REGULATORS AND STATE AGENCIES STARTED INVESTIGATING FITZPATRICK'S SCHOOLS, HE SOUGHT ASSISTANCE FROM LUKENS. FITZPATRICK MADE SEVERAL PAYMENTS TO LUKENS TOTALLING \$27,500. ON 2/22/95, LUKENS AND FITZPATRICK WERE INDICTED ON BRIBERY AND OTHER CHARGES BY A FEDERAL GRAND JURY IN WASHINGTON, D. C. FITZPATRICK IS SCHEDULED TO GO TO TRIAL ON 1/3/96 IN WASHINGTON.

ONE OF THE KEY PROSECUTION WITNESSES AGAINST FITZPATRICK IS A WOMAN NAMED [REDACTED] WORKED FOR

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^PAGE 3 WMFO (46A-WF-179870 SUB UU) UNCLAS

FITZPATRICK'S SCHOOLS AND OBSERVED ILLEGAL CONDUCT ON THE PART OF [REDACTED] WALLACE WAS VERY CLOSE TO FITZPATRICK'S BUSINESS PARTNER, HENRY WHITESELL. WHITESELL WAS MURDERED IN OCTOBER, 1990. THE HOMICIDE CASE IS STILL UNSOLVED, BUT CIRCUMSTANTIAL EVIDENCE SUGGESTS THAT FITZPATRICK MAY HAVE BEEN INVOLVED IN WHITESELL'S DEATH. CURRENTLY, FITZPATRICK IS BLAMING WHITESELL FOR ALL OF THE IMPROPRIETIES AT HIS SCHOOLS AND CLAIMING HE HAD NO KNOWLEDGE OF THE ILLEGAL ACTIVITIES.

[REDACTED] IS CONCERNED THAT FITZPATRICK MAY ATTEMPT TO HARM HER OR HER FAMILY IF SHE TESTIFIES AGAINST HIM.

[REDACTED] RECENTLY MOVED FROM NORTHERN KENTUCKY TO GREER, SOUTH CAROLINA. LAST NIGHT, 12/5/95, AT APPROXIMATELY 10;20 PM, [REDACTED] RECEIVED A DISTURBING TELEPHONE CALL. THE CALLER WHO SOUNDED LIKE AN ADULT MALE, ASKED TO SPEAK TO [REDACTED] S SIX-YEAR OLD SON [REDACTED] SHE ASKED WHO THE CALLER WAS, AND HE IDENTIFIED HIMSELF AS [REDACTED] ASKED WHY THE CALLER WANTED TO TALK TO [REDACTED] HE RESPONDED, "BECAUSE I'M A CHILD MOLESTER." THE CALLER THEN HUNG UP. [REDACTED] BELIEVES FITZPATRICK MAY BE BEHIND THE CALL IN AN ATTEMPT TO INTIMIDATE HER AND MADE HER AFRAID TO TESTIFY AGAINST HIM. OTHER

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^PAGE 4 WMFO (46A-WF-179870 SUB UU) UNCLAS

WITNESSES HAVE COMPLAINED OF SIMILAR DISTURBING TELEPHONE CALLS AS SUSPECT FITZPATRICK.

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[] REPORTED THE INCIDENT TO THE GREENVILLE POLICE DEPARTMENT. SHE ALSO CONTACTED THE TELEPHONE COMPANY ABOUT THE SITUATION. THE TELEPHONE COMPANY IS GOING TO PUT A TRACE ON HER PHONE LINE AT APPROXIMATELY NOON TODAY, 12/6/95, TO IDENTIFY ALL INCOMING CALLERS.

WMFO WANTS TO HAVE A RECORDING DEVICE INSTALLED ON []'S TELEPHONE AS SOON AS POSSIBLE TO RECORD ANY FUTURE CALLS [] MAY RECEIVE FROM THE MAN WHO CALLED HER LAST NIGHT. [] HAS AGREED TO HAVE SUCH A DEVICE PLACED ON HER PHONE. WMFO HAS RECEIVED AUTHORIZATION FROM U.S. DEPARTMENT OF JUSTICE (DOJ) ATTORNEY [] (WHO IS HANDLING THE PROSECUTION OF FITZPATRICK) TO PLACE A RECORDING DEVICE ON []'S PHONE TO CAPTURE ANY POSSIBLE CALLS IN THE FUTURE.

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EICHER CAN BE REACHED AT EITHER TELEPHONE NUMBER [] [] IF THERE ARE QUESTIONS OF A LEGAL NATURE.

[] RESIDES AT [] GREER, SOUTH CAROLINA, TELEPHONE NUMBER [] SHE WORKS FOR []

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^PAGE 5 WMFO (46A-WF-179870 SUB UU) UNCLAS

TELEPHONE NUMBER [REDACTED] ANY QUESTIONS CONCERNING THE
FOLLOWING LEAD CAN BE DIRECTED TO SA [REDACTED] AT
202/324-6304 OR DIGITAL PAGER 202/519-6351.

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LEAD:

COLUMBIA DIVISION:

AT GREER, SOUTH CAROLINA:

WILL CONTACT [REDACTED] AT [REDACTED] GREER, SC,

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[REDACTED] OR AT HER EMPLOYMENT TELEPHONE NUMBER [REDACTED]

[REDACTED] AND MAKE ARRANGEMENTS TO INSTALL A CONSENSUAL RECORDING
DEVICE TO HER HOME TELEPHONE. WILL OBTAIN ANY ADDITIONAL
INFORMATION [REDACTED] MAY HAVE CONCERNING THE INCIDENT LAST
NIGHT.

BT